

SCHEDULE 1

Regulations 2(1) and 5(3)

MEANING OF DAIRY RING FENCE AREA

Commencement Information

II Sch. 1 in force at 2.7.2010, see **reg. 1(1)**

“Dairy ring fence area” means—

- (a) the islands of Shetland;
- (b) the islands of Orkney;
- (c) the islands of Islay, Jura, Arran, Bute, Great Cumbrae, Little Cumbrae and the Kintyre Peninsula south of Tarbert;
- (d) the islands of the Outer Hebrides and the Inner Hebrides; and
- (e) the areas of land within Argyll and Bute Council comprising those parts of the parishes of Dunoon and Kilmun and Inverchaolain bounded as follows—

Starting in the North on the shore of Loch Striven at point national grid reference NS/095708; then in an easterly direction along the Ministry of Defence boundary to point national grid reference NS/098708; then in a northerly direction along the Ministry of Defence boundary to point national grid reference NS/097711; then in a north-easterly direction along the Ministry of Defence boundary to point national grid reference NS/098711; then in a northerly direction along the Ministry of Defence boundary to point national grid reference NS/098712; then in a north north-easterly direction along the Ministry of Defence boundary to point national grid reference NS/099713; then in a north-easterly direction to point national grid reference NS/103714; then in a south-easterly direction to point national grid reference NS/107712; then in an easterly direction along the forestry fence to point national grid reference NS/111712; then in a southerly direction along the forestry fence to point national grid reference NS/110708; then in a south-easterly direction along the forestry fence to point national grid reference NS/112707; then in a south south-easterly direction along the forestry fence to point national grid reference NS/113704; then in a south-easterly direction to point national grid reference NS/114704; then in a southerly direction along the forestry fence to point national grid reference NS/114699; then in a south-westerly direction along the forestry fence to point national grid reference NS/112699; then in a south south-westerly direction along the forestry fence to point national grid reference NS/11163 where the forestry fence meets the A815; then in a southerly direction along the A815 to point national grid reference NS/112689; then in a north-easterly direction along the forestry fence to point national grid reference NS/114690; then in an east south-easterly direction along the forestry fence to point national grid reference NS/117688; then in a southerly direction along the forestry fence to point national grid reference NS/116685; then in a westerly direction to point national grid reference NS/114685 where the forestry fence meets a track; then in a southerly direction down the track to point national grid reference NS/114683; then in a westerly direction down a burn to point national grid reference NS/112682 where the burn meets the A815; then in a southerly direction down the A815 to point national grid reference NS/111679; then in a westerly direction to point national grid reference NS/110679 at the high water mark; then in a westerly direction for approximately 1200 metres which then turns in a northerly direction all along the shore back to the starting point of national grid reference NS/095708.

Status: Point in time view as at 09/06/2015.

Changes to legislation: There are currently no known outstanding effects for the The Less Favoured Area Support Scheme (Scotland) Regulations 2010. (See end of Document for details)

[^{F1}SCHEDULE 2

Regulation 5(1)

LAND USE CODES ELIGIBLE FOR LESS FAVOURED AREA SUPPORT SCHEME

Textual Amendments

F1 Sch. 2 substituted (9.6.2015) by The Less Favoured Area Support Scheme (Scotland) Amendment Regulations 2015 (S.S.I. 2015/185), regs. 1, 17

LAND USE	LAND USE CODE
Fodder beet	OCS-B
Swedes for stock feed	SSF
Kale and cabbage for stock feed	OCS-K
Mixed brassica for stock feed	MBSF
Rape for stock feed	RAST
Turnips for stock feed	TSF
Arable silage for stock feed	ASSF
Permanent grassland	PGRS
Rotational grass year 1	TGRS1
Rotational grass year 2	TGRS2
Rotational grass year 3	TGRS3
Rotational grass year 4	TGRS4
Rotational grass year 5	TGRS5
Open woodland (grazed)	WDG
Rough grazing	RGRJ

SCHEDULE 3

Regulations 8(2), 8(3), 11(2) and 11(3)

GRAZING CATEGORY: HECTARE VALUES

Commencement Information

I2 Sch. 3 in force at 2.7.2010, see [reg. 1\(1\)](#)

<i>BASE YEAR STOCKING DENSITY (Livestock units ("LU")/hectare)</i>	<i>GRAZING CATEGORY</i>	<i>HECTARE VALUE</i>
Up to and including 0.19 LU/ha	A	0.167
0.2 to 0.39 LU/ha	B	0.333

BASE YEAR STOCKING DENSITY (Livestock units (“LU”)/hectare)	GRAZING CATEGORY	HECTARE VALUE
0.4 to 0.59 LU/ha	C	0.667
0.6 or more LU/ha	D	0.8

SCHEDULE 4

[^{F2}Regulations 2(1), 9(1), 9(1A), 9(1C), 9(2), 9(3),9(4), 9(8), 10(1) and 10(2)]

LIVESTOCK UNITS AND STOCKING DENSITY

Textual Amendments

F2 Words in sch. 4 heading substituted (14.3.2011) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2011 \(S.S.I. 2011/73\)](#), regs. 1, **11(a)**

PART I

CALCULATION OF LIVESTOCK UNITS

Commencement Information

I3 [Sch. 4 Pt. 1](#) in force at 2.7.2010, see [reg. 1\(1\)](#)

For the purposes of part II of this Schedule, the total LFASS Livestock Units is calculated in accordance with the formula—

$$K = A + B + C + D + E + F + G + H + I + J$$

Where—

K is the total LFASS Livestock Units;

A is the number of beef cows over 24 months of age multiplied by a factor of 1.0;

B is the number of beef cows over 20 months up to and including 24 months of age multiplied by a factor of 0.6;

C is the number of breeding ewes and gimmers multiplied by a factor of 0.15;

D is the number of breeding female goats multiplied by a factor of 0.15;

E is the number of breeding female alpaca multiplied by a factor of 0.3;

F is the number of breeding female farmed deer (hinds aged 27 months and over) multiplied by a factor of 0.3;

G is the number of breeding female farmed deer (over 6 months but less than 27 months of age) multiplied by a factor of 0.2;

H is the number of breeding female llamas multiplied by a factor of 0.3;

I is, in the case of an applicant who maintains a dairy herd in the dairy ring fence area, the number of dairy cows over 24 months of age multiplied by a factor of 1.0;

Status: Point in time view as at 09/06/2015.

Changes to legislation: There are currently no known outstanding effects for the The Less Favoured Area Support Scheme (Scotland) Regulations 2010. (See end of Document for details)

J is, in the case of an applicant who maintains a dairy herd in the dairy ring fence area, the number of dairy cows over 20 months and up to and including 24 months of age multiplied by a factor of 0.6.

PART II

CALCULATION OF STOCKING DENSITY

Commencement Information

I4 Sch. 4 Pt. 2 in force at 2.7.2010, see reg. 1(1)

The stocking density is calculated in accordance with the formula—

$$S = \frac{K}{L}$$

Where—

S is the stocking density (to two decimal places);

K is the total LFASS Livestock Units calculated in accordance with part I of this Schedule;

L is the total number of hectares comprising the historic land area.

[^{F3}PART III

MINIMUM STOCKING DENSITY

Textual Amendments

F3 Sch. 4 Pt. 3 inserted (14.3.2011) by The Less Favoured Area Support Scheme (Scotland) Amendment Regulations 2011 (S.S.I. 2011/73), regs. 1, **11(b)**

Grazing Category	Minimum stocking density per hectare
A	0.09 Livestock units
B	0.15 Livestock units
C	0.30 Livestock units
D	0.45 Livestock units]

Status: Point in time view as at 09/06/2015.

Changes to legislation: There are currently no known outstanding effects for the The Less Favoured Area Support Scheme (Scotland) Regulations 2010. (See end of Document for details)

SCHEDULE 5

Regulations 11(2) and 11(3)

RATES OF PAYMENT FOR LESS FAVOURED AREA SUPPORT

^{F4}PART I

MORE DISADVANTAGED LAND

Textual Amendments

F4 Sch. 5 Pts. 1, 2 substituted (14.3.2011) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2011 \(S.S.I. 2011/73\)](#), regs. 1, **12**

<i>FRAGILITY CATEGORY</i>	<i>RATE</i>
	<i>Scheme 2011 payment, Scheme 2012 payment, Scheme 2013 payment ^{F5}, Scheme 2014 payment^{F6}, Scheme 2015 payment, Scheme 2016 payment, Scheme 2017 payment]</i>
<i>Very Fragile (Islands)</i>	£71.35
<i>Fragile (Mainland)</i>	£62.10
<i>Standard</i>	£52.16

Textual Amendments

F5 Words in sch. 5 Pt. 1 Table inserted (1.3.2014) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2014 \(S.S.I. 2014/7\)](#), regs. 1, **6(a)**

F6 Words in sch. 5 Pt. 1 Table inserted (9.6.2015) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2015 \(S.S.I. 2015/185\)](#), regs. 1, **18(a)**

PART II

LESS DISADVANTAGED LAND

<i>FRAGILITY CATEGORY</i>	<i>RATE</i>
	<i>Scheme 2011 payment, Scheme 2012 payment, Scheme 2013 payment ^{F7}, Scheme 2014 payment^{F8}, Scheme 2015 payment, Scheme 2016 payment, Scheme 2017 payment]</i>
<i>Very Fragile (Islands)</i>	£63.00
<i>Fragile (Mainland)</i>	£54.51
<i>Standard</i>	£34.12]

Status: Point in time view as at 09/06/2015.

Changes to legislation: There are currently no known outstanding effects for the The Less Favoured Area Support Scheme (Scotland) Regulations 2010. (See end of Document for details)

Textual Amendments

F7 Words in sch. 5 Pt. 2 Table inserted (1.3.2014) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2014 \(S.S.I. 2014/7\)](#), regs. 1, **6(b)**

F8 Words in sch. 5 Pt. 2 Table inserted (9.6.2015) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2015 \(S.S.I. 2015/185\)](#), regs. 1, **18(b)**

SCHEDULE 6

Regulation 11(3)

FRAGILITY CATEGORIES

Commencement Information

I5 [Sch. 6](#) in force at 2.7.2010, see [reg. 1\(1\)](#)

PARISH CODE NUMBERS

Fragility category - Standard

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21
22	23	24	28	30	31	32	35	36	38	39	40	41	42	43	44	45	46	47	48	49
50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70
71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91
92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112
113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133
134	135	136	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193
194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214
215	216	217	218	219	220	221	242	243	244	245	246	247	248	249	250	251	252	253	254	255
256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	290	291	292
293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313
314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334
335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355
356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376
377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397
398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418
419	420	421	422	423	424	425	426	427	428	429	430	431	432	445	449	451	466	467	468	469
470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490
491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511

Status: Point in time view as at 09/06/2015.

Changes to legislation: There are currently no known outstanding effects for the The Less Favoured Area Support Scheme (Scotland) Regulations 2010. (See end of Document for details)

512	513	514	515	516	517	518	519	520	521	522	523	524	525	526	527	528	529	530	531	532
533	534	535	536	537	538	539	540	541	542	543	544	545	546	547	548	549	550	551	552	553
554	555	556	557	558	559	560	561	562	563	564	565	566	567	568	569	570	571	572	573	574
575	576	577	578	579	580	581	582	583	584	585	598	600	601	606	609	635	636	637	638	639
640	641	642	643	644	645	646	647	648	649	650	651	652	653	654	655	656	657	658	659	660
661	662	663	664	665	666	667	668	669	670	671	672	673	674	675	676	677	678	679	680	681
682	683	684	685	686	687	688	689	690	691	692	693	694	695	696	697	698	699	700	701	702
703	704	705	706	707	708	709	710	711	712	713	714	715	716	717	718	719	720	721	722	723
724	725	726	727	728	729	730	731	732	733	734	735	769	770	771	772	773	774	775	776	777
778	779	780	781	782	783	784	785	786	787	788	789	790	791	792	793	794	795	796	797	798
799	800	801	802	803	804	805	806	807	808	809	810	811	812	813	814	815	816	817	818	819
820	821	822	823	824	825	826	827	841	842	843	844	845	846	847	848	849	850	851	853	854
855	856	859	860	861	863	864	865	866	868											

Fragility category - Fragile

25	26	27	29	33	34	37	137	138	139	140	141	142	143	144	145	146	152	154	155	156
157	158	159	160	161	162	163	169	170	171	172	173	174	175	222	223	224	225	226	227	228
229	230	231	232	233	234	235	236	237	238	239	240	241	280	281	282	283	284	285	286	287
288	289	433	434	435	436	437	438	439	440	441	442	446	447	448	450	452	453	454	455	586
587	588	589	590	591	592	593	594	595	596	597	599	602	603	604	605	607	608	736	737	738
739	740	741	742	743	744	745	746	747	748	749	750	751	752	757	758	759	760	761	762	763
764	765	766	767	768	828	829	830	831	832	833	834	835	836	837	838	839	840	852	857	858
862	867																			

Fragility category - Very Fragile

147	148	149	150	151	153	164	165	166	167	168	274	275	276	277	278	279	443	444	456	457
458	459	460	461	462	463	464	465	610	611	612	613	614	615	616	617	618	619	620	621	622
623	624	625	626	627	628	629	630	631	632	633	634	753	754	755	756	869	870	871	872	873
874	875	876	877	878	879	880	881	882	883	884	885	886	887	888	889	890	891			

Status: Point in time view as at 09/06/2015.

Changes to legislation: There are currently no known outstanding effects for the The Less Favoured Area Support Scheme (Scotland) Regulations 2010. (See end of Document for details)

SCHEDULE 7

Regulation 18

AGENCY ARRANGEMENTS AND CROSS BORDER HOLDINGS

Agency arrangements

1. The Scottish Ministers may, with the agreement of any competent authority, arrange for any of their functions under these Regulations in relation to any claim to be exercised on their behalf by that competent authority.

Commencement Information

16 Sch. 7 para. 1 in force at 2.7.2010, see [reg. 1\(1\)](#)

2. The Scottish Ministers may also agree to exercise functions on behalf of another competent authority corresponding to those which are exercisable by the Scottish Ministers under these Regulations.

Commencement Information

17 Sch. 7 para. 2 in force at 2.7.2010, see [reg. 1\(1\)](#)

3. Any such arrangement shall be in writing and be signed by or on behalf of the Scottish Ministers and the competent authority and any such arrangement may be subject to such conditions (including conditions as to the costs and charge for costs) as may be agreed from time to time.

Commencement Information

18 Sch. 7 para. 3 in force at 2.7.2010, see [reg. 1\(1\)](#)

Set off

4. Without prejudice to the amount of any sum payable by the Scottish Ministers to any other competent authority, the amount of any sum payable by the Scottish Ministers, whether as principal or agent, by way of a specified payment may be set off against the amount of any sum recoverable by the Scottish Ministers, whether as principal or agent.

Commencement Information

19 Sch. 7 para. 4 in force at 2.7.2010, see [reg. 1\(1\)](#)

Calculation of payments in respect of cross border holdings

5. Where any holding in respect of which a claim has been made is a cross border holding, the Scottish Ministers may pay, on such occasions as they consider fit, in respect of the Scheme Year in question to an applicant less favoured area support for actively farming eligible land [^{F9}in accordance with regulation 4], providing the applicant has declared the eligible land in a single application which has been treated as a valid application by the competent authority concerned [^{F10}and is an active farmer within the meaning of Article 9 of the Direct Payments Regulation].

Textual Amendments

- F9** Words in [sch. 7 para. 5](#) inserted (1.3.2013) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2013 \(S.S.I. 2013/9\)](#), regs. 1, **6(a)**
- F10** Words in [sch. 7 para. 5](#) inserted (9.6.2015) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2015 \(S.S.I. 2015/185\)](#), regs. 1, **19(a)**
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Commencement Information

- I10** Sch. 7 para. 5 in force at 2.7.2010, see [reg. 1\(1\)](#)

6. Whether the active farming undertaken on the eligible land [^{F11}in accordance with regulation 4] is an integral part of the management of the whole holding or independently managed, the Scottish Ministers will only pay less favoured area support in respect of the active farming actually undertaken on eligible land defined as a less favoured area for the purposes of these Regulations [^{F12}and provided the applicant is an active farmer within the meaning of Article 9 of the Direct Payments Regulation].

Textual Amendments

- F11** Words in [sch. 7 para. 6](#) inserted (1.3.2013) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2013 \(S.S.I. 2013/9\)](#), regs. 1, **6(b)**
- F12** Words in [sch. 7 para. 6](#) inserted (9.6.2015) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2015 \(S.S.I. 2015/185\)](#), regs. 1, **19(b)**
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Commencement Information

- I11** Sch. 7 para. 6 in force at 2.7.2010, see [reg. 1\(1\)](#)

7. For cross border holdings where the applicant has submitted a declaration of eligible land to another competent authority, the Scottish Ministers will apply the standard rate of payment.

Commencement Information

- I12** Sch. 7 para. 7 in force at 2.7.2010, see [reg. 1\(1\)](#)

8. Applicants in respect of cross border holdings are required to supply such information as authorised persons may reasonably require to assess [^{F13}in accordance with regulation 4] the active farming actually undertaken on eligible land defined as a less favoured area for the purposes of these Regulations [^{F14}and the active farming undertaken for the purposes of Article 9 of the Direct Payments Regulation].

Textual Amendments

- F13** Words in [sch. 7 para. 8](#) inserted (1.3.2013) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2013 \(S.S.I. 2013/9\)](#), regs. 1, **6(c)**
- F14** Words in [sch. 7 para. 8](#) inserted (9.6.2015) by [The Less Favoured Area Support Scheme \(Scotland\) Amendment Regulations 2015 \(S.S.I. 2015/185\)](#), regs. 1, **19(c)**
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Commencement Information

- I13** Sch. 7 para. 8 in force at 2.7.2010, see [reg. 1\(1\)](#)

Status: Point in time view as at 09/06/2015.

Changes to legislation: There are currently no known outstanding effects for the The Less Favoured Area Support Scheme (Scotland) Regulations 2010. (See end of Document for details)

9. All conditions applying to applicants in respect of holdings lying wholly within the less favoured areas apply equally to applicants in respect of cross border holdings.

Commencement Information

I14 Sch. 7 para. 9 in force at 2.7.2010, see [reg. 1\(1\)](#)

SCHEDULE 8

Regulations 10(1), 10(2) and 10(3)

ENTERPRISE MIX

Commencement Information

I15 Sch. 8 in force at 2.7.2010, see [reg. 1\(1\)](#)

<i>Enterprise mix</i>	<i>Hectare multiplier</i>
If 50% or more of livestock units are cattle	1.70
If 10% or more, but less than 50% of livestock units are made of cattle	1.35

Status:

Point in time view as at 09/06/2015.

Changes to legislation:

There are currently no known outstanding effects for the The Less Favoured Area Support Scheme (Scotland) Regulations 2010.