
SCOTTISH STATUTORY INSTRUMENTS

2011 No. 416

**The Common Agricultural Policy Single Farm Payment
and Support Schemes (Scotland) Regulations 2011**

PART 1

Introduction

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Common Agricultural Policy Single Farm Payment and Support Schemes (Scotland) Regulations 2011 and come into force on 1st January 2012.

(2) These Regulations extend to Scotland only.

Interpretation

2.—(1) In these Regulations—

“Commission Regulation 1120/2009” means [Commission Regulation \(EC\) No 1120/2009](#) laying down detailed rules for the implementation of the single payment scheme provided for in Title III of Council Regulation [\(EC\) No 73/2009](#) establishing common rules for direct support schemes for farmers under the common agricultural policy and establishing certain support schemes for farmers⁽¹⁾, as amended from time to time;

“Commission Regulation 1122/2009” means [Commission Regulation \(EC\) No 1122/2009](#) laying down detailed rules for the implementation of Council Regulation [\(EC\) No 73/2009](#) as regards cross-compliance, modulation and the integrated administration and control system, under the direct support schemes for farmers provided for that Regulation, as well as for the implementation of Council Regulation [\(EC\) No 1234/2007](#) as regards cross-compliance under the support scheme provided for the wine sector⁽²⁾, as amended from time to time;

“Council Regulation 1698/2005” means Council Regulation [\(EC\) No 1698/2005](#) on support for rural development by the European Agricultural Fund for Rural Development (EAFRD)⁽³⁾, as amended from time to time;

“Council Regulation 378/2007” means Council Regulation [\(EC\) No 378/2007](#) laying down rules for voluntary modulation of direct payments provided for in Regulation [\(EC\) No 1782/2003](#) establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers, and amending Regulation [\(EC\) No 1290/2005](#)⁽⁴⁾, as amended from time to time;

“Council Regulation 73/2009” means Council Regulation [\(EC\) No 73/2009](#) establishing common rules for direct support schemes for farmers under the common agricultural policy and establishing certain support schemes for farmers, amending Regulations [\(EC\) No 1290/2005](#),

(1) OJ L 316, 2.12.2009, p.1, as last amended by Commission Regulation (EU) No 331/2011 (OJ L 93, 7.4.2011, p.16).

(2) OJ L 316, 2.12.2009, p.65, as last amended by Commission Regulation (EU) No 173/2011 (OJ L 49, 24.2.2011, p.16).

(3) OJ L 277, 21.10.2005, p.1, as last amended by Council Regulation [\(EC\) No 473/2009](#) (OJ L 144, 9.6.2009, p.3).

(4) OJ L 95, 5.4.2007, p.1, as amended by Council Regulation [\(EC\) No 73/2009](#) (OJ L 30, 31.1.2009, p.16).

(EC) No 247/2006 and (EC) No 378/2007 and repealing Regulation (EC) No 1782/2003(5), as amended from time to time;

“direct payment” has the same meaning as in Article 2(d) of Council Regulation 73/2009;

“farmer” has the same meaning as in Article 2(a) of Council Regulation 73/2009;

“IACS Regulations” means the Common Agricultural Policy Single Payment and Support Schemes (Integrated Administration and Control System) Regulations 2009(6);

“Regulation 1760/2000” means Regulation (EC) No 1760/2000 of the European Parliament and of the Council establishing a system for the identification and registration of bovine animals and regarding the labelling of beef and beef products and repealing Council Regulation (EC) No 820/97(7), as amended from time to time;

“relevant competent authority” means the competent authority which determines the single application as specified in regulation 3 of the IACS Regulations; and

“single application” has the same meaning as in Article 2(11) of Commission Regulation 1122/2009.

(2) Except in Part 4 of, and Schedule 2 to, these Regulations, in these Regulations “holding” has the meaning given to it in Article 2(b) of Council Regulation 73/2009.

(3) Other expressions used in these Regulations have, unless the context otherwise requires, the meaning they bear in Council Regulation 73/2009, Commission Regulation 1120/2009 and Commission Regulation 1122/2009.

(4) A reference to anything done “in writing” or produced “in written form” includes a reference to an electronic communication, as defined in section 15 (general interpretation) of the Electronic Communications Act 2000(8), which has been recorded in written form and is capable of being reproduced in that form.

(5) OJ L 30, 31.1.2009, p.16, as last amended by Commission Implementing Regulation (EU) No 785/2011 (OJ L 203, 6.8.2011, p10).

(6) S.I. 2009/3263.

(7) OJ L 204, 11.8.2000, p.1, as last amended by Council Regulation (EC) No 1791/2006 (OJ L 363, 20.12.2006, p.1).

(8) 2000 c.7, relevantly amended by paragraph 158 of Schedule 17 to the Communications Act 2003 (c.21).