

[<sup>F1</sup>SCHEDULE 2

Regulation 22(3)

Amendments for the purpose of the application of regulation 22(2)

**Textual Amendments**

- F1** Sch. 2 inserted (26.9.2019) by The Common Agricultural Policy (EU Exit) (Scotland) (Amendment) (No. 2) Regulations 2019 (S.S.I. 2019/209), regs. 1(1)(a), **2(4)**

**The Rural Development Contracts (Rural Priorities) (Scotland) Regulations 2008**

- 1.—(1) In regulation 2(1) (interpretation)—
- (a) in the definition of “Commission Regulation 1974/2006”—
    - (i) omit “, as amended by Commission Regulations (EC) No. 434/2007 and (EC) 1236/2007”,
    - (ii) at the end insert “, as last amended by Commission Implementing Regulation (EU) No 335/2013 <sup>F2</sup>”,
  - (b) in the definition of “Commission Regulation 1122/2009”, at the end insert “, as last amended by Commission Regulation (EU) No 426/2013 <sup>F3</sup>”,
  - (c) in the definition of “Commission Regulation 65/2011”, at the end insert “, as last amended by Commission Implementing Regulation (EU) No 937/2012 <sup>F4</sup>”,
  - (d) in the definition of “Council Regulation 1698/2005”, at the end insert “, as last amended by Regulation (EU) No 1312/2011 <sup>F5</sup>”,
  - (e) in the definition of “Council Regulation 73/2009”, at the end insert “, as last amended by Commission Delegated Regulation (EU) No 994/2014 <sup>F6</sup>”,
  - (f) after the definition of “Crofting Commission”, insert—

““Cross-Compliance Regulations” means the Common Agricultural Policy (Cross-Compliance) (Scotland) Regulations 2014 <sup>F7</sup>”,
  - (g) after the definition of “regional priorities”, insert—

““Regulation (EU) No 1306/2013” means Regulation (EU) No 1306/2013 of the European Parliament and of the Council on the financing, management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008, as amended from time to time”,
- (2) In regulation 9(5) (undertakings)—
- (a) in sub-paragraph (a), at the end insert “ or Article 93 and Annex II of Regulation (EU) No 1306/2013 ”,
  - (b) in sub-paragraph (b), at the end insert “ or regulation 3(2) and the schedule of the Cross-Compliance Regulations ”.
- (3) In regulation 12(3)(a) (claims and payment)—
- (a) in head (i), after “the IACS Regulations” insert “ or regulation 6 of the Common Agricultural Policy (Direct Payments etc.) (Scotland) Regulations 2015 <sup>F8</sup> ”,
  - (b) for head (ii), substitute—

“(ii) contain the information specified in—

    - (aa) Article 12 of Commission Regulation 1122/2009, or

**Changes to legislation:** There are currently no known outstanding effects for the The Rural Development (Scotland) Regulations 2015, SCHEDULE 2. (See end of Document for details)

- (bb) Article 14 of Commission Implementing Regulation (EU) No 809/2014 laying down rules for the application of Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to the integrated administration and control system, rural development measures and cross compliance, as amended from time to time, in relation to single applications, and”,
- (c) for head (iii), substitute—
- “(iii) specify the unique identification number for each reference parcel of land under or compatible with the identification system for agricultural parcels referred to in—
- (aa) Article 17 of Council Regulation 73/2009 and Article 6 of Commission Regulation 1122/2009, or
- (bb) Article 70 of Regulation (EU) No 1306/2013 and Article 5 of Commission Delegated Regulation (EU) No 640/2014 supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to the integrated administration and control system and conditions for refusal or withdrawal of payments and administrative penalties applicable to direct payments, rural development support and cross compliance, as that Commission Delegated Regulation is amended from time to time, and”.
- (4) In regulation 14(4) (powers of authorised persons), after “2004” insert “ or regulation 5(4) of the Cross-Compliance Regulations ”.

#### Textual Amendments

- F2** OJ L 105, 13.4.2013, p.1. Commission Regulation 1974/2006 was repealed subject to savings by Commission Delegated Regulation (EU) No 807/2014 (OJ L 227, 31.7.2014, p.1).
- F3** OJ L 127, 9.5.2013, p.17. Commission Regulation 1122/2009 was repealed subject to savings by Commission Delegated Regulation (EU) No 640/2014 (OJ L 181, 20.6.2014, p.48).
- F4** OJ L 280, 13.10.2012, p.1. Commission Regulation 65/2011 was repealed subject to savings by Commission Delegated Regulation (EU) No 640/2014 (OJ L 181, 20.6.2014, p.48).
- F5** OJ L 339, 21.12.2011, p.1. Council Regulation 1698/2005 was repealed subject to savings by Regulation (EU) No 1305/2013 (OJ L 347, 20.12.2013, p.487).
- F6** OJ L 280, 24.9.2014, p.1. Council Regulation 73/2009 was repealed by Regulation (EU) No 1307/2013 (OJ L 347, 20.12.2013, p.608).
- F7** [S.S.I. 2014/325](#), relevant amending instruments are [S.S.I. 2015/58](#), [S.S.I. 2015/215](#), [S.S.I. 2018/122](#) and [S.S.I. 2019/60](#).
- F8** [S.S.I. 2015/58](#), relevant amending instruments are [S.S.I. 2015/215](#) and [S.S.I. 2016/178](#).

#### The Rural Development Contracts (Land Managers Options) (Scotland) Regulations 2008

- 2.—(1) In regulation 2(1) (interpretation)—
- (a) in the definition of “Commission Regulation 1122/2009”, at the end insert “ , as last amended by Commission Regulation (EU) No 426/2013 ”,
- (b) in the definition of “Commission Regulation 1974/2006”—
- (i) omit “as amended by Commission Regulations (EC) No. 434/2007 and (EC) No. 1236/2007”,
- (ii) at the end insert “ , as last amended by Commission Implementing Regulation (EU) No 335/2013 ”,

- (c) in the definition of “Commission Regulation 65/2011”, at the end insert “, as last amended by Commission Implementing Regulation (EU) No 937/2012 ”,
  - (d) in the definition of “Council Regulation 1698/2005”, at the end insert “, as last amended by Regulation (EU) No 1312/2011 ”,
  - (e) in the definition of “Council Regulation 73/2009”, at the end insert “, as last amended by Commission Delegated Regulation (EU) No 994/2014 ”,
  - (f) after the definition of “Crofting Commission”, insert—  
““Cross-Compliance Regulations” means the Common Agricultural Policy (Cross-Compliance) (Scotland) Regulations 2014,”,
  - (g) after the definition of “landlord”, insert—  
““Regulation (EU) No 1306/2013” means Regulation (EU) No 1306/2013 of the European Parliament and of the Council on the financing, management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008, as amended from time to time.”.
- (2) In regulation 5 (maximum amount of aid payable), for “Article 19” to “table:” substitute—
- “(a) Article 19 of Council Regulation 73/2009 and Article 12(1)(d) of Commission Regulation 1122/2009, or
  - (b) Article 72 of Regulation (EU) No 1306/2013 and Article 14(1)(d) of Commission Implementing Regulation (EU) No 809/2014 laying down rules for the application of Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to the integrated administration and control system, rural development measures and cross compliance, as that Commission Implementing Regulation is amended from time to time,
- as set out in the following table:”.
- (3) In regulation 10(5) (undertakings)—
- (a) in sub-paragraph (a), after “Council Regulation 73/2009” insert “ or Article 93 and Annex II of Regulation (EU) No 1306/2013 ”,
  - (b) in sub-paragraph (b), after “2004” insert “ or regulation 3(2) and the schedule of the Cross-Compliance Regulations ”.
- (4) In regulation 13(4) (powers of authorised persons), after “2004” insert “ or regulation 5(4) of the Cross-Compliance Regulations ”.]

**Changes to legislation:**

There are currently no known outstanding effects for the The Rural Development (Scotland) Regulations 2015, SCHEDULE 2.