
DRAFT STATUTORY INSTRUMENTS

2019 No.

**The Common Agricultural Policy and
Agriculture and Horticulture Development Board
(Amendment etc.) (EU Exit) Regulations 2019**

Amendments to the Common Agricultural Policy (Control and Enforcement, Cross-Compliance, Scrutiny of Transactions and Appeals) Regulations 2014

5.—(1) The Common Agricultural Policy (Control and Enforcement, Cross-Compliance, Scrutiny of Transactions and Appeals) Regulations 2014⁽¹⁾ are amended as follows.

(2) In regulation 2(1)—

(a) after the definition of “beneficiary”, insert—

““CMO support” means financial support granted under—

- (a) Regulation (EU) No 1308/2013 of the European Parliament and of the Council establishing a common organisation of the markets in agricultural products (“Regulation 1308/2013”);
- (b) any regulations made under, or delegated or implementing acts adopted on the basis of, Regulation 1308/2013;
- (c) any delegated or implementing acts adopted on the basis of Council Regulation (EC) No 1234/2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products;
- (d) Regulation (EU) No 1144/2014 of the European Parliament and of the Council on information provision and promotion measures concerning agricultural products implemented in the internal market and in third countries (“Regulation 1144/2014”);
- (e) any regulations made under, or delegated or implementing acts adopted on the basis of, Regulation 1144/2014;”;

(b) for the definition of “direct payments” substitute—

““direct payments” means financial support granted under any of the support schemes listed in Annex I to the Direct Payments Regulation;”;

(c) omit the definitions of “EAFRD” and “EAGF”.

(3) In regulation 10, for paragraph (7) substitute—

“(7) An authorised person entering any land or premises by virtue of this regulation may be accompanied by such other persons as the authorised person considers necessary for any purpose mentioned in paragraph (1).”.

(4) In regulation 20—

- (a) in the definition of “authorised person”, in paragraph (b), omit “EU”;
- (b) for the defined term “EU debt” substitute “debt”;

(1) [S.I. 2014/3263](#), to which there are amendments not relevant to these Regulations.

- (c) for the definition of “EU requirement” substitute—
 - ““EU requirement” means, in relation to a regulated transaction, a requirement specified by or in pursuance of—
 - (a) EU law prior to exit day;
 - (b) retained EU law;”;
- (d) in the definitions of “regulated transaction”, “specified beneficiary” and “specified contributor”, for “the EAGF” substitute “CMO support”.
- (5) In regulation 21, for paragraph (6) substitute—
 - “(6) An authorised person entering any land or premises by virtue of this regulation may be accompanied by such other persons as the authorised person considers necessary for any purpose mentioned in paragraph (1).”.
- (6) In regulation 22(2)(a), omit “EU”.
- (7) In regulation 25(10)(a)(i), for “the EAGF” substitute “CMO support”.
- (8) For regulation 29 substitute—
 - “**29.** The competent authority may recover from any specified person any debt owing to the authority by that person.”.
- (9) In regulation 30—
 - (a) in the definition of “Pillar 1 decision”—
 - (i) for “the EAGF” substitute “direct payments and CMO support”;
 - (ii) omit “European”;
 - (b) in the definition of “Pillar 2 decision”—
 - (i) for “the EAFRD” substitute “rural development support granted under Title III of the Rural Development Regulation or Title III, Chapter 2 of the Common Provisions Regulation”;
 - (ii) in paragraph (a), omit “European”.