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STATUTORY INSTRUMENTS

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**1995 No. 191**

**AGRICULTURE**

**The Environmentally Sensitive Areas (Test Valley) Designation (Amendment) Order 1995**

<i>Made</i>	- - - -	<i>26th January 1995</i>
<i>Laid before Parliament</i>		<i>7th February 1995</i>
<i>Coming into force</i>	- -	<i>28th February 1995</i>

Whereas, pursuant to section 18(1) of the Agriculture Act 1986<sup>(1)</sup>, the Minister of Agriculture, Fisheries and Food has by order designated an area in the Test Valley as an environmentally sensitive area;

Now, therefore, the said Minister, in exercise of the powers conferred on him by section 18(1) and (4)<sup>(2)</sup> of the said Act, and of all other powers enabling him in that behalf, with the consent of the Treasury, hereby makes the following Order:

**Title and commencement**

1. This Order may be cited as the Environmentally Sensitive Areas (Test Valley) Designation (Amendment) Order 1995 and shall come into force on 28th February 1995.

**Interpretation**

2. In this Order “the principal Order” means the Environmentally Sensitive Areas (Test Valley) Designation Order 1993<sup>(3)</sup>.

**Amendment of the principal Order**

3. The principal Order shall be amended in accordance with the following provisions of this Order.

**Rates of payment under agreement**

4. In article 6 of the principal Order—

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(1) 1986 c. 49. The expression “the Minister” is defined in section 18(11).  
(2) Section 18(4) was amended by S.I.1994/249.  
(3) S.I. 1993/459, as amended by S.I. 1994/919.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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- (1) in paragraph (1), for the amount “£10”, there shall be substituted the amount “£20”;
- (2) for paragraph (3), there shall be substituted the following paragraph:
  - “(3) Where an agreement includes a conservation plan, the Minister shall also make payments in respect of the operations included in the plan, subject to a maximum of £15,000 for each agreement.”.

**Amendment to Schedules**

- 5. In paragraph 4 of Schedule 3 to the principal Order—
  - (a) the word “traditional”, where it first appears, shall be deleted;
  - (b) the words “methods and” shall be deleted.

**Saving**

- 6. Article 4(1) of this Order shall not apply in respect of any annual payment to a farmer which relates wholly or in part to any period before 1st April 1995.

26th January 1995

*Howe*  
Parliamentary Secretary, Ministry of Agriculture,  
Fisheries and Food

We consent

23rd January 1995

*Timothy Kirkhope*  
*Tim Wood*  
Two of the Lords Commissioners of Her  
Majesty’s Treasury

## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends the Environmentally Sensitive Areas (Test Valley) Designation Order 1993 (“the principal Order”) which designated an area in the Test Valley as an environmentally sensitive area.

Subject to a saving provision, the Order amends the rates of payments to be made by the Minister of Agriculture, Fisheries and Food pursuant to a management agreement made under section 18(3) of the Agriculture Act 1986 (articles 4 and 6).

The Order amends the list of operations, in Schedule 3 to the principal Order, that may be included in a “conservation plan” (as defined in article 2(1) of the principal Order) (article 5).