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STATUTORY INSTRUMENTS

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**2013 No. 3231**

**AGRICULTURE, ENGLAND**

The Agriculture (Cross compliance)  
(No. 2) (Amendment) Regulations 2013

*Made* - - - - 18th December 2013  
*Laid before Parliament* 20th December 2013  
*Coming into force* - - 1st January 2014

The Secretary of State is a Minister designated for the purposes of section 2(2) of the European Communities Act 1972<sup>(1)</sup> in relation to the common agricultural policy of the European Union<sup>(2)</sup> and makes these Regulations under the powers conferred by section 2(2) of that Act.

**Citation and commencement**

1. These Regulations may be cited as the Agriculture (Cross compliance) (No. 2) (Amendment) Regulations 2013 and come into force on 1st January 2014.

**Amendment of the Agriculture (Cross compliance) (No. 2) Regulations 2009**

2.—(1) The Agriculture (Cross compliance) (No. 2) Regulations 2009<sup>(3)</sup> are amended in accordance with paragraph (2).

(2) In Schedule 1 (standards of good agricultural and environmental condition), in the table in paragraph 1 (specified provisions), after the entry relating to the Nitrate Pollution Prevention Regulations 2008<sup>(4)</sup>, insert—

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“ **he Environmental Permitting (England and Wales) Regulations 2010**<sup>(5)</sup>

regulation 12(1)(b)	Causing or knowingly permitting a groundwater activity except under and to the extent authorised by an environmental permit
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(1) 1972 c. 68. Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c. 51) and Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c. 7).  
(2) S.I. 1972/1811.  
(3) S.I. 2009/3365, amended by S.I. 2010/2941; there are other amending instruments but neither is relevant.  
(4) S.I. 2008/2349.  
(5) S.I. 2010/675, amended by S.I. 2012/630; there are other amending instruments but none is relevant.

regulation 35(2)(p) and Failure to comply with  
Schedule 22 requirements relating to  
groundwater activities”.

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*George Eustice*  
Parliamentary Under Secretary of State  
Department for Environment, Food and Rural  
Affairs

18th December 2013

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## EXPLANATORY NOTE

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

These Regulations amend the Agriculture (Cross compliance) (No. 2) Regulations 2009 ([S.I. 2009/3365](#)). They add provisions under the Environmental Permitting (England and Wales) Regulations 2010 ([S.I. 2010/675](#)) (failures to comply with requirements relating to groundwater activities) to the list of provisions which constitute failures of cross compliance by claimants of subsidy under the single payment scheme.

An impact assessment has not been produced for this instrument as no impact on the private or voluntary sector, and no significant impact on the public sector, is foreseen.