

EXPLANATORY MEMORANDUM TO
THE BRUCELLOSIS INCENTIVE AND PIG INDUSTRY RESTRUCTURING (NON-CAPITAL GRANT) REVOCATIONS ENGLAND SCHEME 2015

2015 No. 793

1. This explanatory memorandum has been prepared by the Department for Environment, Food and Rural Affairs and is laid before Parliament by Command of Her Majesty.

2. Purpose of the instrument

2.1 The purpose of this instrument is to revoke three Schemes relating to brucellosis made under the Agriculture Act 1970 and one Scheme relating to pig industry restructuring made under the Agriculture Act 1988 and which are now all redundant.

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 None.

4. Legislative Context

4.1 This instrument will revoke 3 Schemes relating to brucellosis and one relating to pig industry restructuring.

4.2 The three schemes relating to Brucellosis can be revoked as Great Britain has held officially Brucellosis free status since 1985. As such, there is no longer a need for incentive payments for eradication of the disease. Were such a scheme needed again in the future, the details would be subject to significant revision to bring it up to date. In addition, scrapping this legislation will have no impact in practice. This is because the scheme has not been in operation for many years. The regulations also included time limits for the qualifying period for incentive payments which have expired.

4.3 The Pig Industry Restructuring (Non-Capital Grant) Scheme 2001 provided for the payment of grants to cover certain costs incurred by the pig industry in connection with the restructuring of a pig production business. This scheme was set up to support businesses to restructure following an animal health incident. Grants paid out under the scheme are now complete and the legislation can be revoked.

5. Territorial Extent and Application

5.1 This Instrument extends to England only

6. European Convention on Human Rights

6.1 The Parliamentary Under Secretary of State for farming, food and marine environment has made the following statement regarding Human Rights:

In my view the provisions of the Brucellosis Incentive and Pig Industry Restructuring (Non-capital Grant) Schemes Revocation Scheme are compatible with the Convention rights.

7. Policy background

7.1 As part of Defra's commitment to the Red Tape Challenge initiative a number of regulations were identified as redundant and suitable for revoking. This instrument is being made to revoke 3 schemes relating to brucellosis and one relating to pig industry restructuring.

8. Consultation outcome

8.1 These are legislative functions which require no outside consultation.

9. Guidance

9.1 No guidance or any other form of publicity is required as this instrument simply revokes redundant legislation.

10. Impact

10.1 An Impact Assessment has not been prepared for this instrument.

11. Regulating small business

11.1 There is no impact on small businesses as this instrument revokes redundant legislation.

12. Monitoring & review

12.1 No monitoring will be conducted.

13. Contact

Miles Kane-Smith, at the Department for Environment Food and Rural Affairs Tel: 020 7238 5663 or email: miles.kane-smith@defra.gsi.gov.uk can answer any queries regarding the Order.