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## EXPLANATORY NOTE

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

These Regulations implement, in England and Northern Ireland, a new European Union aid scheme for the supply of milk and milk products to pupils in educational establishments. This aid scheme will apply from 1 August 2017.

Regulation (EU) No 1308/2013 (OJ No L 347, 20.12.2013, p. 671) was amended by Regulation (EU) No 2016/791 of the European Parliament and of the Council (OJ No L 315, 24.5.2016, p. 1). Articles 23a(6) and 217 of amended Regulation (EU) No 1308/2013 permit national funding to be paid in addition to Union aid. Regulation 3 of these Regulations provides that any such additional aid payments shall be subject to the same rules, requirements and conditions as apply to Union aid under Articles 22 and 23 of amended Regulation (EU) No 1308/2013; Articles 4, 5, 9, 10 and 11 of Commission Implementing Regulation (EU) 2017/39 (OJ No L 5, 10.1.2017, p. 1), and Articles 6, 7 and 11 of Commission Delegated Regulation (EU) 2017/40 (OJ No L 5, 10.1.2017, p.11).

Regulation 4 allows Union aid and national aid payments to be withheld or recovered from applicants who are not entitled or are in breach of a commitment.

Regulation 5 provides for interest to be payable, at a specified rate, on recoverable amounts.

Regulation 6 amends specified secondary legislation so as to bring the matters covered by these Regulations within the control and enforcement and appeals regimes contained in each of the specified instruments.

Regulation 7 revokes, with savings, instruments implementing the existing school milk scheme established under Regulation (EU) 1308/2013 (as originally enacted) and Commission Regulation 657/2008 (OJ No L 183, 11.7.2008, p.17).

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