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STATUTORY INSTRUMENTS

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**2020 No. 1445**

**The Agriculture (Payments) (Amendment,  
etc.) (EU Exit) Regulations 2020**

**PART 2**

CAP Horizontal Legislation

9.—(1) Regulation 6 is amended as follows.

(2) In paragraph (1), after “amended” insert “, for the purposes of common organisation of the markets and rural development measures<sup>MI</sup>,”.

(3) After paragraph (1) insert—

“(1A) In Article 1, omit points (g) and (m).”.

(4) In paragraph (2)—

(a) before sub-paragraph (a) insert—

“(za) in paragraph 1, in the first subparagraph, omit “in Article 4(1) of Regulation (EU) No 1307/2013 and”;

[<sup>F1</sup>(b) in sub-paragraph (a), before paragraph (i) insert—

“(ai) in point (1), omit the words from “a farmer” to “that Regulation,”;]

(c) after sub-paragraph (a)(iii), insert—

“(iiia) omit points (13) and (15);

(iiib) in point (16), omit the words from “subject”, in the first place it occurs, to “scheme or”;

(iiic) in point (17), omit “the aid under the animal aid scheme or”;

(iiid) in point (18), omit point (a);”;

(d) for sub-paragraph (a)(iv) substitute—

“(iv) omit point (20);”;

(e) after sub-paragraph (a)(iv) insert—

“(iva) omit point (22);

(ivb) in point (23), omit point (a) and the “or” which follows it;”.

(5) For paragraph (4) substitute—

“(4) In Article 4, in paragraph 1—

(a) omit the first subparagraph;

(b) in the third subparagraph, for “Member States” substitute “the relevant authority”.

(6) In paragraph (5)—

- (a) for sub-paragraph (a) substitute—
    - “(a) in paragraph 1—
      - (i) in the first subparagraph, omit the words from “areas” to “No 1307/2013 and”;
      - (ii) in the second subparagraph, for “Member States” substitute “ The relevant authority ”;
  - (b) in sub-paragraph (b)—
    - (i) after paragraph (ii) insert—
      - “(iia) omit point (a);”;
    - (ii) for paragraphs (iii) and (iv) substitute—
      - “(iii) omit point (c);
      - (iv) in point (d)—
        - (aa) for “2000 areas,” substitute “ 2000 areas and ”;
        - (bb) omit the words from “, agricultural land authorised” to “Article 48 of that Regulation”;
- (7) For paragraphs (6) and (7) substitute—  
“(6) Omit Article 6.  
(7) Omit Article 7.”.
- (8) In paragraph (8)(b)(ii), before “relevant” omit “the”.
- (9) In paragraph (9), before “relevant” insert “ the ”.
- (10) After paragraph (9) insert—  
“(9A) In Article 12—
  - (a) in the first subparagraph—
    - (i) for the words from the beginning to “where” substitute “ Where ”;
    - (ii) omit point (b);
  - (b) omit the second subparagraph.”.
- (11) For paragraph (12) substitute—  
“(12) Omit Article 14.”.
- (12) For paragraph (13) substitute—  
“(13) In Article 16—
  - (a) in paragraph 1, in the first subparagraph, omit “area-related direct payments and/or”;
  - (b) omit paragraph 3.”.
- (13) For paragraph (14) substitute—  
“(14) In Article 17—
  - (a) in paragraph 1—
    - (i) omit points (a) to (d);
    - (ii) in point (e), omit “aid scheme or”;
  - (b) in paragraph 2—
    - (i) for “an aid application and/or” substitute “ a ”;
    - (ii) omit “aid scheme or”;

- (ii) omit “aid schemes or”.”.
- (14) For paragraph (15) substitute—
  - “(15) In Article 18—
    - (a) omit paragraphs 1 to 4;
    - (b) in paragraph 5—
      - (i) omit “aid applications and/or”;
      - (ii) omit “aid schemes or”;
    - (c) in paragraph 6—
      - (i) omit “aid applications and/or”
      - (ii) omit “aid schemes or”;
      - (iii) omit the words from “the total area declared for payment under the direct” to “No 1307/2013 or”;
    - (d) omit paragraph 7.”.
- (15) After paragraph (15) insert—
  - “(15A) In Article 19—
    - (a) in paragraph 1, in the first subparagraph, omit “aid schemes or”;
    - (b) omit “aid or” in each place it occurs.”.
- (16) For paragraph (16) substitute—
  - “(16) In Article 19a—
    - (a) in the heading, omit the words from “the basic” to “small farmers scheme”;
    - (b) in paragraph 1, omit the words from “the aid schemes” to “Regulation (EU) No 1307/2013 and”;
    - (c) in paragraphs 2 and 3, omit “aid scheme or” in both places it occurs.”.
- (17) For paragraph (17) substitute—
  - “(17) Omit Articles 20 to 29.”.
- (18) Omit paragraph (18).
- (19) In paragraph (19)—
  - (a) before sub-paragraph (a) insert—
    - “(za) in paragraph 1—
      - (i) omit “aid or”;
      - (ii) omit “in the aid application or”.”;
  - (b) in sub-paragraph (a)—
    - (aa) before paragraph (i) insert—
      - “(ai) omit “in the aid application or”;
      - (bi) omit “aid or”;
      - (ci) omit “application or”.”;
    - (bb) after paragraph (ii) insert—
      - “(iii) omit “applications or”.”;
  - (c) after sub-paragraph (a) insert—
    - “(aa) in paragraph 3—

- (i) for “an aid application or” substitute “ a ”;
- (ii) omit “aid or”;
- (d) after paragraph (b) insert—
  - “(c) in paragraph 4(c), for the words from “other than that” to “aid scheme or” substitute “ under the ”.”.
- (20) For paragraph (20) substitute—
  - “(20) In Article 31—
    - (a) in paragraph 1—
      - (i) omit the words from “in respect” to “aid scheme or”, in the first place it occurs;
      - (ii) omit “aid or”;
      - (iii) omit “aid scheme or”;
    - (b) in paragraph 2—
      - (i) omit “aid or”, in each place it occurs;
      - (ii) omit “aid scheme or”, in both places it occurs;
      - (iii) in the fourth subparagraph, for “Member States”, in both places it occurs, substitute “ the relevant authority ”;
    - (c) in paragraph 3—
      - (i) in the first subparagraph—
        - (aa) omit “animal aid scheme or”, in the first place it occurs;
        - (bb) omit “aid scheme or”, in the second place it occurs;
        - (cc) omit “aid application or”;
      - (ii) in the second subparagraph—
        - (aa) for “Member State” substitute “ relevant authority ”;
        - (bb) omit the words from “, irrespectively of their status” to the end;
    - (d) in paragraph 4—
      - (i) omit “aid or” in both places it occurs;
      - (ii) for “an aid scheme or” substitute “ a ”.”.
- (21) In paragraph (21)—
  - (a) after sub-paragraph (a)(ii) insert—
    - “(iii) omit “aid or”;
  - (b) in sub-paragraph (b)(iii) after “national” insert “ legislation ”.
- (22) After paragraph (21) insert—
  - “(21A) In Article 34, omit “aid application or”.”.
- (23) For paragraphs (27) to (29) substitute—
  - “(27) Omit Articles 42 to 44.”.

### Textual Amendments

- F1** [Reg. 9\(4\)\(b\)](#) revoked (E.) (1.1.2024) by [The Agriculture \(Removal of Cross-Compliance and Miscellaneous Revocations and Amendments, etc.\) \(England\) Regulations 2023 \(S.I. 2023/816\)](#), reg. 1(1), **Sch. Pt. 1 para. 1** Table 2 (with [Sch. Pt. 2 para. 2](#))

**Commencement Information**

**II** [Reg. 9](#) in force at 31.12.2020 immediately before IP completion day, see [reg. 1\(2\)\(b\)](#)

**Marginal Citations**

**M1** The Direct Payments to [Farmers \(Legislative Continuity\) Act 2020 \(c. 2\)](#) incorporated Regulation (EU) 640/2014 with effect from exit day insofar as it relates to direct payment schemes and the Regulation has subsequently been amended in relation to direct payment schemes. Under Article 138 of the withdrawal agreement and [s7A of the European Union \(Withdrawal Agreement\) Act 2018 \(c. 16\)](#) certain common organisation of the markets and rural development measures committed under the MFF 2014-20 and previous financial perspectives continue to be governed by directly applicable EU law.

**Changes to legislation:**

There are currently no known outstanding effects for the The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020, Section 9.