

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the power conferred by section 54(1) of the Agriculture Act 2020 to make transitional provisions in connection with the coming into force of provisions of that Act. Regulation 2 makes provision requiring that, when making a determination under section 39(2) or section 39(6) of the Agricultural Holdings Act 1986 (“the 1986 Act”), the Tribunal must have regard to the matters set out in section 39(8) as it had effect immediately before the Agriculture Act 2020 was passed. This transitional provision applies from the date on which these Regulations come into force until the date on which the first regulations made under section 39(8) of the 1986 Act which apply in England come into force.

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