

1994 No. 419

AGRICULTURE

**Agriculture (Environmental Areas) (Amendment)
Regulations (Northern Ireland) 1994**

Made 27th October 1994

Coming into operation 5th December 1994

The Department of Agriculture, being a Department designated(a) for the purposes of section 2(2) of the European Communities Act 1972(b) in relation to the common agricultural policy of the European Economic Community, in exercise of the powers conferred on it by the said section 2(2) and of every other power enabling it in that behalf, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Agriculture (Environmental Areas) (Amendment) Regulations (Northern Ireland) 1994 and shall come into operation on 5th December 1994.

Amendment of Article 3 of the Agriculture (Environmental Areas) (Northern Ireland) Order 1987

2. In Article 3(3) of the Agriculture (Environmental Areas) (Northern Ireland) Order 1987(c) (Designation and management of environmentally sensitive areas)—

(a) after sub-paragraph (a) there shall be inserted the following sub-paragraph—

“(aa) the requirements as to public access which may be included in such agreements;” and

(b) in sub-paragraph (b) for the words “such agreements must impose such requirements” there shall be substituted “requirements included in such agreements under sub-paragraph (a) or (aa) must be imposed;”.

Sealed with the Official Seal of the Department of Agriculture on 27th October 1994.

(L.S.)

L. Sinclair

Assistant Secretary

(a) S.I. 1972/1811

(b) 1972 c. 68

(c) S.I. 1987/458 (N.I. 3)

(This note is not part of the Regulations.)

Article 3(1) of the Agriculture (Environmental Areas) (Northern Ireland) Order 1987 ("the 1987 Order") gives the Department of Agriculture ("the Department") power to designate areas as environmentally sensitive areas where it appears to it to be particularly desirable to conserve, protect and or enhance environmental features in those areas by the maintenance or adoption of particular agricultural methods.

Article 3(2) of the 1987 Order enables the Department to enter into a management agreement with any person entitled to an estate specified in Article 3(6) of the 1987 Order in agricultural land in a designated area if the Department considers that conservation of environmental features in that area may be thereby facilitated.

These Regulations amend Article 3(3) of the 1987 Order and form part of the programme to implement Council Regulation (EEC) No. 2078/92 (O.J. L215, 30.7.92, p. 85) on agricultural methods compatible with the protection of the environment and the maintenance of the countryside, insofar as that Regulation requires management of land for public access (Articles 2(1)(g), 3 and 5).

The Regulations enable the Department in an order designating an environmentally sensitive area to state the requirements as to public access which may be included in an agreement.

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These Orders have been exempted from printing by the Statutory Rules (Northern Ireland) Order 1979. Summaries are given in the List of statutory Rules of a Local Character under the heading ROADS.