
SCOTTISH STATUTORY INSTRUMENTS

2001 No. 484

**The Rural Diversification Programme
(Scotland) Amendment Regulations 2001**

Amendment of the Rural Diversification Programme (Scotland) Regulations 1995

2. For regulation 8(2) (claims for financial assistance) of the Rural Diversification Programme (Scotland) Regulations 1995(1) there shall be substituted—

“(2) Any expenditure incurred—

- (a) in relation to measures concerning land other than that described in subparagraph (b), after 31st December 2001; and
- (b) subject to paragraph (3), in relation to measures concerning land wholly or principally within the Dumfries and Galloway or the Scottish Borders council areas, after 31st January 2002,

shall not be treated as eligible expenditure and the Scottish Ministers shall not accept a claim for financial assistance received by them after 28th February 2002.

(3) In the circumstances described in paragraph (4), any expenditure incurred after 30th June 2002 in relation to a measure shall not be treated as eligible expenditure and the Scottish Ministers shall not accept a claim for financial assistance received by them after 31st August 2002.

(4) The circumstances referred to in paragraph (3) are—

- (a) that the land to which the measure relates is wholly or principally within the Dumfries and Galloway or the Scottish Borders council areas; and
- (b) that, following a request by an eligible person, the Scottish Ministers are satisfied that the measure was unable to be completed prior to 31st December 2001 wholly or principally because of the existence of restrictions in consequence of the outbreak of foot and mouth disease.

(5) The Scottish Ministers—

- (a) shall not be obliged to consider a request pursuant to paragraph (4)(b) which is made after 23rd January 2002; and
- (b) subject to paragraph (6), shall determine a request pursuant to paragraph (4)(b) not later than 31st January 2002.

(6) Where a determination, following a request which the Scottish Ministers are obliged to consider, is not made on or before 31st January 2002, it shall be deemed to have been granted on that date.”

(1) S.I.1995/3295, amended by S.I. 1997/722 and 1999/651 and S.S.I. 2001/319. Regulation 8(2) was inserted by S.I. 1999/651 and substituted by S.S.I. 2001/319.