

SCHEDULE 3

Regulation 4 (1)

ENVIRONMENTAL CONTROLS

1. To ensure the protection of rough grazings and other semi-natural areas, new drainage works, ploughing, clearing, levelling, re-seeding or cultivating must not be undertaken. Livestock must be managed to avoid poaching to a level which would destroy the natural vegetation in respect of such rough grazings and other semi-natural areas.

Commencement Information

I1 Sch. 3 para. 1 in force at 2.12.2005, see [reg. 1\(1\)](#)

2. To ensure the protection of rough grazings and other semi-natural areas, pesticides, lime or fertiliser must not be applied to rough grazings and other semi-natural areas except—

- (a) to control injurious weeds to which the Weeds Act 1959(1) applies;
- (b) to control bracken with Asulam or other approved herbicides; or
- (c) in exceptional circumstances where no conservation damage will result, lime or fertiliser may be applied.

Commencement Information

I2 Sch. 3 para. 2 in force at 2.12.2005, see [reg. 1\(1\)](#)

3. Muirburn may only be carried out in accordance with guidance approved by the Scottish Ministers.

Commencement Information

I3 Sch. 3 para. 3 in force at 2.12.2005, see [reg. 1\(1\)](#)

4. The damage to features of any historic or archaeological interest must be avoided and guidance approved by the Scottish Ministers must be followed for the protection of such areas.

Commencement Information

I4 Sch. 3 para. 4 in force at 2.12.2005, see [reg. 1\(1\)](#)

5. Guidance on the prevention of environmental pollution from agricultural activity approved by the Scottish Ministers must be followed for the avoidance of pollution or to minimise the risk of pollution through good management of nutrients and effluents.

Commencement Information

I5 Sch. 3 para. 5 in force at 2.12.2005, see [reg. 1\(1\)](#)

6. Notwithstanding the provisions of paragraphs 1 to 5 above, any of the matters referred to therein which would otherwise be subject to the relevant control, may be carried out if approved

(1) 1959 c. 54 as amended.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Less Favoured Area Support Scheme (Scotland) Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

in terms of the Environmental Impact Assessment (Uncultivated Land and Semi-Natural Areas) (Scotland) Regulations 2002(2).

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Commencement Information

I6 Sch. 3 para. 6 in force at 2.12.2005, see [reg. 1\(1\)](#)

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Changes and effects yet to be applied to :

- Regulations revoked by [S.S.I. 2007/439 reg. 26\(1\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch 2 Pt I paras 13–15 added (12.1.2006) by [S.S.I. 2005/624 regs 24](#)
- Sch 7 Pt II added (12.1.2006) by [S.S.I. 2005/624 regs 25](#)
- sch 7(a) added by [S.S.I. 2006/601 reg 7](#)
- reg 8(a) added by [S.S.I. 2006/601 reg 4](#)
- reg 12(a) added by [S.S.I. 2006/601 reg 5](#)
- reg 13(a) added by [S.S.I. 2006/601 reg 6](#)