
STATUTORY INSTRUMENTS

1994 No. 2710 (S.138)

AGRICULTURE

The Habitats (Scotland) Regulations 1994

Made - - - - *17th October 1994*
Laid before Parliament *1st November 1994*
Coming into force *22nd November*
1994

THE HABITATS (SCOTLAND) REGULATIONS 1994

1. Citation, commencement and extent
 2. Interpretation
 3. Aid for improvement or establishment of habitats
 4. Conditions of eligibility
 5. Management requirements for and special criteria for acceptance of a habitat site
 6. Crofters common grazings
 7. Applications for aid
 8. Restrictions on acceptance of applications
 9. Change of occupation
 10. Amounts of aid and claims
 11. Obligation to permit entry and inspection
 12. Withholding and recovery of aid
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SCHEDULE 1 — WATERSIDE HABITATS

PART I — SPECIAL CRITERIA FOR ACCEPTANCE OF ELIGIBLE LAND

1. The habitat site must consist of a strip or strips...
2. The habitat site must be alongside a watercourse within the...
3. The habitat site must be in an area of improved...

PART II — MANAGEMENT REQUIREMENTS

1. The farmer shall not use the habitat site for agricultural...
2. The farmer shall encourage waterside species typical of the locality...
3. The farmer shall not treat the habitat site with fertiliser...
4. The farmer shall specify a mowing regime which shall take...

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5. The farmer shall avoid damaging the habitat site by agricultural...
6. The farmer shall not damage, destroy or remove dykes, walls,...
7. The farmer shall not manage adjacent land so as to...

SCHEDULE 2 — UPLAND SCRUB

PART I — SPECIAL CRITERIA FOR ACCEPTANCE OF ELIGIBLE LAND

1. The habitat site or, where the site is situated on...
2. The habitat site must be in the less-favoured area.
3. The habitat site must be adjacent or close to a...
4. The habitat site must not be in or adjacent to...
5. The habitat site must be in an area of rough...
6. The habitat site must not contain known archaeological remains which...

PART II — MANAGEMENT REQUIREMENTS

1. The farmer shall not use the habitat site for agricultural...
2. The farmer shall not treat the habitat site with fertiliser...
3. The farmer shall protect the habitat site from damage during...
4. The farmer shall avoid damaging the habitat site by agricultural...
5. The farmer shall not damage, destroy or remove dykes, walls,...
6. The farmer shall not manage adjacent land so as to...

SCHEDULE 3 — DAMP LOWLAND GRASSLAND AND MARSH COMMUNITIES

PART I — SPECIAL CRITERIA FOR ACCEPTANCE OF ELIGIBLE LAND

1. The habitat site or, where the site is situated on...
2. The habitat site must be capable of management with raised...
3. The habitat site must not contain known archaeological remains which...
4. The habitat site must be in an area of improved...

PART II — MANAGEMENT REQUIREMENTS(20 YEAR OPTION)

1. The management requirements set out in this Part of this...
2. The farmer shall not use the habitat site for agricultural...
3. The farmer shall not treat the habitat site with fertiliser...
4. The farmer shall specify a mowing regime, which shall take...
5. The farmer shall manage water levels on the habitat site...
6. The farmer shall remove invasive species as necessary on the...
7. The farmer shall encourage the extension of the reed beds,...
8. The farmer shall avoid damaging the habitat site by agricultural...
9. The farmer shall not damage, destroy or remove dykes, walls,...
10. The farmer shall not manage adjacent land so as to...

PART III — MANAGEMENT REQUIREMENTS(10 YEAR OPTION)

1. The management requirements set out in this Part of this...
2. The farmer shall not treat the habitat site with fertiliser...
3. The farmer shall specify a mowing regime which shall take...
4. The farmer shall manage water levels on the habitat site...
5. The farmer shall provide details of any proposals for grazing...
6. The farmer shall remove invasive species as necessary on the...
7. The farmer shall encourage the extension of the reed beds,...
8. The farmer shall avoid damaging the habitat site by agricultural...
9. The farmer shall not damage, destroy or remove dykes, walls,...
10. The farmer shall not manage adjacent land so as to...

SCHEDULE 4 — DRY LOWLAND GRASSLAND

PART I — SPECIAL CRITERIA FOR ACCEPTANCE OF ELIGIBLE LAND

1. The habitat site or, where the site is situated on...

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2. The habitat site must be on light or free draining...
3. The habitat site must be close to an area of...
4. The habitat site must be in an area of improved...
 - PART II — MANAGEMENT REQUIREMENTS(20 YEAR OPTION)
 1. The management requirements set out in this Part of this...
 2. The farmer shall not use the habitat site for agricultural...
 3. The farmer shall not treat the habitat site or sites...
 4. The farmer shall establish a sward, where there is no...
 5. The farmer shall specify a mowing regime which shall take...
 6. The farmer shall avoid damaging the habitat site by agricultural...
 7. The farmer shall not damage, destroy or remove dykes, walls,...
 8. The farmer shall not manage adjacent land so as to...
 - PART III — MANAGEMENT REQUIREMENTS(10 YEAR OPTION)
 1. The management requirements set out in this Part of this...
 2. The farmer shall not treat the habitat site with fertiliser...
 3. The farmer shall establish a sward, where there is no...
 4. The farmer shall specify a mowing regime which shall take...
 5. The farmer shall provide details of any proposals for grazing...
 6. The farmer shall avoid damaging the habitat site by agricultural...
 7. The farmer shall not damage, destroy or remove dykes, walls,...
 8. The farmer shall not manage adjacent land so as to...

SCHEDULE 5 — COASTAL HEATH

PART I — SPECIAL CRITERIA FOR ACCEPTANCE OF ELIGIBLE LAND

1. The habitat site or, where the site is situated on...
2. The habitat site must be adjacent to the coast or...

PART II — MANAGEMENT REQUIREMENTS

1. The farmer shall not treat the habitat site with fertiliser...
2. The farmer shall specify a mowing regime which shall take...
3. The farmer shall encourage the natural regeneration of coastal heathland...
4. The farmer shall provide details of any proposals for grazing...
5. The farmer shall avoid damaging the habitat site by agricultural...
6. The farmer shall not damage, destroy or remove dykes, walls,...
7. The farmer shall not manage adjacent land so as to...

SCHEDULE 6 — WATERSIDE HABITATS: ELIGIBLE RIVERS

1. Land eligible for waterside habitats must be alongside a watercourse...

Explanatory Note