

---

STATUTORY INSTRUMENTS

---

**1994 No. 947**

**AGRICULTURE**

**The Arable Area Payments Regulations 1994**

<i>Made</i>	- - - -	<i>24th March 1994</i>
<i>Laid before Parliament</i>		<i>28th March 1994</i>
<i>Coming into force</i>		<i>18th April 1994</i>

**THE ARABLE AREA PAYMENTS REGULATIONS 1994**

1. Title, extent and commencement
  2. Interpretation
  3. Production regions
  4. Calculation of projected regional reference amount
  5. Minimum size of agricultural parcel
  6. Derogation from requirement to have farmed for two years land set aside
  7. Derogation from requirement to set aside land in the production region where the related arable land is situated
  8. Requirements in relation to set-aside land
  9. Requirements in relation to rapeseed
  10. Keeping and retention of records by a farmer
  11. Keeping and retention of records by a collector and by a processor
  12. Reduction of compensatory payments for breach of Schedule 2 and 3
  13. Rate of interest where compensatory payments fall to be returned
  14. Powers of authorised persons
  15. Assistance to authorised persons
  16. Offences and penalties
- Signature

---

**SCHEDULE 1 — DEROGATION FROM REQUIREMENT TO HAVE FARMED SET-ASIDE LAND FOR TWO YEARS**

**PART I — (Derogations in respect of land in England or Wales)**

1. In the following special cases a farmer shall be entitled...
2. For the purposes of this Part of this Schedule—,  
**PART II — (Derogations in respect of land in Scotland)**
1. In the following special cases a farmer shall be entitled...
2. For the purposes of this Part of this Schedule—,

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

SCHEDULE 2 —

PART I — (Requirements in relation to rotational set-aside land)

1. Establishment and Maintenance of a Green Cover on Rotational Set-Aside Land
2. Cultivation of the Set-Aside Land and Replacement of the Green Cover
3. A farmer may— (a) cultivate the land for the purpose...
4. Destruction of the Green Cover
5. (1) A farmer shall ensure that cuttings produced by cutting...
6. Use of Fertilisers, Pesticides, Herbicides and Fungicides on the Set-Aside Land
7. A farmer shall not store organic waste on set-aside land...
8. A farmer shall not apply fungicides or insecticides to the...
9. Subject to paragraph 10 below a farmer shall not apply...
10. A farmer may apply any herbicide to set-aside land—
11. Retention of Features on the Set-Aside Land

PART II — (Requirements in relation to non-rotational set-aside land)

A

*MANAGEMENT OPTIONS FOR NON-ROTATIONAL SET-ASIDE LAND*

1. General
2. If— (a) a farmer applies in writing to the Minister...
3. A farmer need not establish a green cover on—
4. The Grassland Option
5. The Natural Regeneration Option
6. The Wild Bird Cover Option
7. The Field Margins Option
8. Cutting the Green Cover

B

*GENERAL MANAGEMENT CONDITIONS APPLYING  
TO ALL NON-ROTATIONAL SET-ASIDE LAND*

9. The provisions in the following paragraphs in this Part of...
10. Replacement of the green cover and changing management options
11. (1) A farmer shall ensure that cuttings produced by cutting...
12. Application of Fertilisers, Pesticides, Herbicides and Fungicides to the Set-Aside Land
13. A farmer may apply fertiliser to land set aside if...
14. A farmer may apply organic waste to the set-aside land...
15. A farmer may apply fertiliser with a total nitrogen content...
16. A farmer shall not store organic waste on the set-aside...
17. A farmer shall not apply fungicides or insecticides to the...
18. Subject to paragraph 19 below, a farmer shall not apply...
19. A farmer may apply any herbicide to set-aside land—
20. Retention of Features on the Set-Aside Land

PART III — (Establishment of green cover)

1. Where Part I or II of this Schedule requires a...
2. Methods for Establishing a Green Cover
3. Use of Legumes in the Green Cover
4. A green cover may not be established on non-rotational set-aside...
5. (1) For the purposes of paragraph 2(b), (c) and (d)...

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 3 — REQUIREMENTS IN RELATION TO LAND SET ASIDE FOR  
THE PROVISION OF SPECIFIED RAW MATERIALS

1. A farmer shall not damage, destroy or remove—
2. A farmer shall not adjust or annul any contract relating...
3. Where as a result of such adjustment or annulment any...
4. The Minister may grant the farmer an exemption from the...

Explanatory Note