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STATUTORY INSTRUMENTS

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**1996 No. 923**

**AGRICULTURE**

**The Environmentally Sensitive Areas (Pennine Dales) Designation (Amendment) Order 1996**

<i>Made</i>	- - - -	<i>25th March 1996</i>
<i>Laid before Parliament</i>		<i>27th March 1996</i>
<i>Coming into force</i>	- -	<i>17th April 1996</i>

Whereas, pursuant to section 18(1) of the Agriculture Act 1986<sup>(1)</sup>, the Minister of Agriculture, Fisheries and Food has by order designated an area in the Pennine Dales as an environmentally sensitive area;

Now, therefore, the said Minister, in exercise of the powers conferred on him by section 18(1) and (4)<sup>(2)</sup> of the said Act, and of all other powers enabling him in that behalf, with the consent of the Treasury, hereby makes the following Order:

**Title and commencement**

1. This Order may be cited as the Environmentally Sensitive Areas (Pennine Dales) Designation (Amendment) Order 1996 and shall come into force on 17th April 1996.

**Amendment**

2.—(1) The Environmentally Sensitive Areas (Pennine Dales) Designation Order 1992<sup>(3)</sup> shall be amended in accordance with the following paragraphs of this article.

(2) In paragraph (1) of article 2 (interpretation) the definition of “managed woodland” shall be revoked.

(3) In article 6 (rates of payment under agreement)—

(a) in paragraph (2)—

(i) for “£210” there shall be substituted “£240”,

(ii) the words “or Schedule 3” shall be revoked, and

(iii) the phrase beginning after the second comma shall be revoked; and

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<sup>(1)</sup> 1986 c. 49. The expression “the Minister” is defined in section 18(11).

<sup>(2)</sup> Section 18(4) was amended by S.I. 1994/249.

<sup>(3)</sup> S.I. 1992/55, amended by S.I. 1992/301, S.I. 1993/460, S.I. 1994/253 and S.I. 1994/930.

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*Status: This is the original version (as it was originally made).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

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- (b) in paragraph (3), for “£15,000” there shall be substituted “£20,000”.
- (4) Schedule 3 is revoked.

**Saving**

3.—(1) Paragraphs (2), (3)(a)(ii) and (iii) and (4) of article 2 of this Order shall not apply in relation to any agreement made before the date of coming into force of this Order.

(2) Paragraph (3)(a)(i) and (b) of article 2 of this Order shall not apply in respect of any annual payment to a farmer which relates wholly or in part to any period before 1st April 1996.

25th March 1996

*Tim Boswell*  
Parliamentary Secretary, Ministry of Agriculture,  
Fisheries and Food

We consent,

21st March 1996

*Simon Burns*  
*Liam Fox*  
Two of the Lords Commissioners of Her  
Majesty’s Treasury

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends the Environmentally Sensitive Areas (Pennine Dales) Designation Order 1992 (S.I.1992/55, amended by S.I. 1992/301, S.I. 1993/460, S.I. 1994/253 and S.I. 1994/930) which designated an area in the Pennine Dales as an environmentally sensitive area, in compliance with Title VII of Council Regulation (EEC) No. 2328/91 (OJ No. L218, 6.8.91, p.1) on improving the efficiency of agricultural structures. This Order complies with Council Regulation (EEC) No. 2078/92 (OJ No. L215, 30.7.92, p.85) on agricultural production methods compatible with the requirements of protection of the environment and the maintenance of the countryside which superseded Council Regulation (EEC) No. 2328/91.

Subject to a saving provision, this Order discontinues the option of making payments of grant to farmers pursuant to a management agreement made under section 18(3) of the Agriculture Act 1986 for excluding livestock from woodland (*articles 2(2), (3)(a)(ii) and (iii) and (4) and 3(1)*). Subject to a saving provision, the Order also amends the rates of payments to be made by the Minister of Agriculture, Fisheries and Food pursuant to that kind of agreement (*articles 2(3)(a)(i) and (b) and 3(2)*).

No Compliance Cost Assessment in relation to this Order has been prepared.