
SCOTTISH STATUTORY INSTRUMENTS

2008 No. 100

**The Rural Development Contracts (Rural
Priorities) (Scotland) Regulations 2008**

Undertakings

9.—(1) A beneficiary must give the Scottish Ministers an undertaking to carry out, or as the case may be, to carry out and maintain at least one of the activities set out in column 2 of Schedule 2 in accordance with the eligibility conditions and requirements set out in the paragraph which begins that Schedule and that column and, as the case may be, column 3 of that Schedule in relation to that activity unless an activity must be undertaken in conjunction with another activity under either the same or a different rural priorities option as set out in Schedule 2.

(2) Each undertaking given must be for a period as determined by the Scottish Ministers (“the relevant period”) and in the case of an undertaking to carry out activities under area related options the relevant period must be not less than 5 years.

(3) More than one relevant period may apply in relation to different undertakings or activities to be carried out or carried out and maintained in terms of an undertaking.

(4) The date of commencement of each undertaking and such activity shall be determined by the Scottish Ministers.

(5) Where an undertaking given under paragraph (1) specifies an activity or activities under any of the rural priorities options numbered 15 to 57 [^{F1}and 74 to 77] the beneficiary must also undertake, in relation to the whole of the beneficiary's holding, to comply with the following compliance requirements—

- (a) the statutory management requirements established by [^{F2}Article 5 of and Annex II to Council Regulation 73/2009] as amended from time to time;
- (b) the good agricultural and environmental conditions specified in regulation 4 of and the Schedule to the Common Agricultural Policy Schemes (Cross-Compliance) (Scotland) Regulations 2004 ^{M1};
- (c) the historic environment condition specified in Part 1 of Schedule 4 to these Regulations;
- (d) the requirements applicable under the enactments specified in Part 2 of Schedule 4 to these Regulations.

(6) Where an undertaking given under paragraph (1) specifies an activity or activities under [^{F3}any of] the rural priorities options, the Woodland creation option numbered 60, or the Sustainable management of forests and woodlands option numbered 61 [^{F4}or the controlled livestock grazing of woodland option numbered 78] and no activity or activities under any of the rural priorities options numbered 15 to 57 [^{F5}and 74 to 77] are specified in such undertaking the beneficiary must also undertake, in relation to the whole of the beneficiary's holding to comply with the compliance requirements in paragraph (5)(a) and (b).

(7) Where an undertaking given under paragraph (1) specifies an activity or activities under area related options the beneficiary may also undertake to carry out one or more of the capital items set out in column 1 of Schedule 3.

Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Rural Development Contracts (Rural Priorities) (Scotland) Regulations 2008. 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*

(8) A beneficiary must give the Scottish Ministers any other such undertakings as the Scottish Ministers consider appropriate for the purposes of these Regulations.

- F1** Words in reg. 9(5) inserted (28.6.2008) by [The Rural Development Contracts \(Rural Priorities\) \(Scotland\) Amendment Regulations 2008 \(S.S.I. 2008/233\)](#), regs. 1, **4**
- F2** Words in reg. 9(5)(a) substituted (7.11.2009) by [The Rural Development Contracts \(Rural Priorities\) \(Scotland\) Amendment \(No. 3\) Regulations 2009 \(S.S.I. 2009/335\)](#), regs. 1, **5**
- F3** Words in reg. 9(6) substituted (18.12.2009) by [The Rural Development Contracts \(Rural Priorities\) \(Scotland\) Amendment \(No. 4\) Regulations 2009 \(S.S.I. 2009/411\)](#), regs. 1, **4(a)**
- F4** Words in reg. 9(6) inserted (18.12.2009) by [The Rural Development Contracts \(Rural Priorities\) \(Scotland\) Amendment \(No. 4\) Regulations 2009 \(S.S.I. 2009/411\)](#), regs. 1, **4(b)**
- F5** Words in reg. 9(6) inserted (28.6.2008) by [The Rural Development Contracts \(Rural Priorities\) \(Scotland\) Amendment Regulations 2008 \(S.S.I. 2008/233\)](#), regs. 1, **4**

Marginal Citations

- M1** [S.S.I. 2004/518](#) as amended by [S.S.I. 2005/143](#) and 2007/99.

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Changes and effects yet to be applied to :

- Regulations continued (with modifications) by S.S.I. 2015/192, reg. 22(3), Sch. 2 (as inserted) by [S.S.I. 2019/209 reg. 2](#)
- Regulations revoked by [S.S.I. 2015/192 Sch.](#)
- reg. 9(5)(6) words substituted by [S.S.I. 2011/106 reg. 5\(a\)](#)
- reg. 9(6) words inserted by [S.S.I. 2011/106 reg. 5\(b\)](#)

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

- Blanket amendment words substituted by [S.I. 2011/1043 art. 3-68-10](#)

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

- Sch. 1 para. 1 words substituted by [S.S.I. 2010/460 art. 12](#)
- Sch. 2 Pt. 1 option26 omitted by [S.S.I. 2011/106 reg. 25](#)
- Sch. 2 Pt. 1 option17 words inserted by [S.S.I. 2011/106 reg. 17\(a\)](#)
- Sch. 2 Pt. 1 option17 words inserted by [S.S.I. 2011/106 reg. 17\(c\)](#)
- Sch. 2 Pt. 1 option17 words inserted by [S.S.I. 2011/106 reg. 17\(e\)](#)
- Sch. 2 Pt. 1 option18 words inserted by [S.S.I. 2011/106 reg. 18\(b\)](#)
- Sch. 2 Pt. 1 option18 words inserted by [S.S.I. 2011/106 reg. 18\(c\)](#)
- Sch. 2 Pt. 1 option19 words inserted by [S.S.I. 2011/106 reg. 19\(a\)](#)
- Sch. 2 Pt. 1 option21 words inserted by [S.S.I. 2011/106 reg. 20\(b\)](#)
- Sch. 2 Pt. 1 option22 words inserted by [S.S.I. 2011/106 reg. 21\(c\)](#)
- Sch. 2 Pt. 1 option24 words inserted by [S.S.I. 2011/106 reg. 23\(a\)](#)
- Sch. 2 Pt. 1 option24 words inserted by [S.S.I. 2011/106 reg. 23\(c\)](#)
- Sch. 2 Pt. 1 option25 words inserted by [S.S.I. 2011/106 reg. 24\(c\)](#)
- Sch. 2 Pt. 1 option30 words inserted by [S.S.I. 2011/106 reg. 28\(b\)](#)
- Sch. 2 Pt. 1 option31 words inserted by [S.S.I. 2011/106 reg. 29\(b\)](#)
- Sch. 2 Pt. 1 option32 words inserted by [S.S.I. 2011/106 reg. 30\(d\)](#)
- Sch. 2 Pt. 1 option33 words inserted by [S.S.I. 2011/106 reg. 31\(b\)](#)
- Sch. 2 Pt. 1 option34 words inserted by [S.S.I. 2011/106 reg. 32\(c\)](#)
- Sch. 2 Pt. 1 option35 words inserted by [S.S.I. 2011/106 reg. 33\(d\)](#)
- Sch. 2 Pt. 1 option37 words inserted by [S.S.I. 2011/106 reg. 34\(c\)](#)
- Sch. 2 Pt. 1 option43 words inserted by [S.S.I. 2011/106 reg. 37](#)
- Sch. 2 Pt. 1 option47 words inserted by [S.S.I. 2011/106 reg. 38\(a\)](#)
- Sch. 2 Pt. 1 option47 words inserted by [S.S.I. 2011/106 reg. 38\(b\)](#)
- Sch. 2 Pt. 1 option47 words inserted by [S.S.I. 2011/106 reg. 38\(e\)](#)
- Sch. 2 Pt. 1 option48 words inserted by [S.S.I. 2011/106 reg. 39\(c\)](#)
- Sch. 2 Pt. 1 option49 words inserted by [S.S.I. 2011/106 reg. 40\(a\)\(ii\)](#)
- Sch. 2 Pt. 1 option49 words inserted by [S.S.I. 2011/106 reg. 40\(e\)](#)
- Sch. 2 Pt. 1 option49 words inserted by [S.S.I. 2011/106 reg. 40\(g\)](#)
- Sch. 2 Pt. 1 option50 words inserted by [S.S.I. 2011/106 reg. 41\(b\)](#)
- Sch. 2 Pt. 1 option51 words inserted by [S.S.I. 2011/106 reg. 42\(a\)](#)
- Sch. 2 Pt. 1 option51 words inserted by [S.S.I. 2011/106 reg. 42\(b\)](#)
- Sch. 2 Pt. 1 option51 words inserted by [S.S.I. 2011/106 reg. 42\(e\)](#)
- Sch. 2 Pt. 1 option51 words inserted by [S.S.I. 2011/106 reg. 42\(f\)](#)
- Sch. 2 Pt. 1 option51 words inserted by [S.S.I. 2011/106 reg. 42\(g\)](#)
- Sch. 2 Pt. 1 option52 words inserted by [S.S.I. 2011/106 reg. 43\(b\)](#)
- Sch. 2 Pt. 1 option52 words inserted by [S.S.I. 2011/106 reg. 43\(e\)](#)
- Sch. 2 Pt. 1 option53 words inserted by [S.S.I. 2011/106 reg. 44](#)

- Sch. 2 Pt. 1 option54 words inserted by S.S.I. 2011/106 reg. 45(a)(ii)
- Sch. 2 Pt. 1 option60 words inserted by S.S.I. 2011/106 reg. 46(a)
- Sch. 2 Pt. 1 option60 words inserted by S.S.I. 2011/106 reg. 46(b)
- Sch. 2 Pt. 1 option60 words inserted by S.S.I. 2011/106 reg. 46(c)
- Sch. 2 Pt. 1 option61 words inserted by S.S.I. 2011/106 reg. 47
- Sch. 2 Pt. 1 option66 words inserted by S.S.I. 2011/106 reg. 48(c)
- Sch. 2 Pt. 1 option70 words inserted by S.S.I. 2011/106 reg. 49(a)(iii)
- Sch. 2 Pt. 1 option70 words inserted by S.S.I. 2011/106 reg. 49(a)(ix)
- Sch. 2 Pt. 1 option70 words inserted by S.S.I. 2011/106 reg. 49(a)(vi)
- Sch. 2 Pt. 1 option70 words inserted by S.S.I. 2011/106 reg. 49(a)(vii)
- Sch. 2 Pt. 1 option70 words inserted by S.S.I. 2011/106 reg. 49(a)(xi)(bb)
- Sch. 2 Pt. 1 option70 words inserted by S.S.I. 2011/106 reg. 49(b)(iii)
- Sch. 2 Pt. 1 option79-81 words inserted by S.S.I. 2011/106 reg. 54Sch. 1
- Sch. 2 Pt. 1 option15 words omitted by S.S.I. 2011/106 reg. 15(a)
- Sch. 2 Pt. 1 option15 words omitted by S.S.I. 2011/106 reg. 15(b)
- Sch. 2 Pt. 1 option17 words omitted by S.S.I. 2011/106 reg. 17(b)
- Sch. 2 Pt. 1 option17 words omitted by S.S.I. 2011/106 reg. 17(d)
- Sch. 2 Pt. 1 option21 words omitted by S.S.I. 2011/106 reg. 20(a)
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- Sch. 2 Pt. 1 option35 words omitted by S.S.I. 2011/106 reg. 33(f)
- Sch. 2 Pt. 1 option37 words omitted by S.S.I. 2011/106 reg. 34(a)
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- Sch. 2 Pt. 1 option70 words omitted by S.S.I. 2011/106 reg. 49(a)(v)
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- Sch. 2 Pt. 1 option75 words omitted by S.S.I. 2011/106 reg. 51
- Sch. 2 Pt. 1 option77 words omitted by S.S.I. 2011/106 reg. 52
- Sch. 2 Pt. 1 option78 words omitted by S.S.I. 2011/106 reg. 53(b)
- Sch. 2 Pt. 1 option10 words substituted by S.S.I. 2011/106 reg. 14(a)
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- reg. 12(3)(ii)(iii) words substituted by S.S.I. 2011/106 reg. 7(c)