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STATUTORY INSTRUMENTS

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1976 No. 2187

**AGRICULTURE  
HORTICULTURE**
**The Farm and Horticulture Development (Amendment)  
(No. 2) Regulations 1976**
*Laid before Parliament in draft*

Made - - - - 21st December 1976

Coming into Operation 1st January 1977

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, being Ministers designated for the purpose of section 2(2) of the European Communities Act 1972(a) in relation to the common agricultural policy of the European Economic Community(b), in exercise of the powers conferred upon them by the said section 2(2) and of all other powers enabling them in that behalf, hereby make the following regulations, of which a draft has been approved by resolution of each House of Parliament:—

*Citation, commencement and extent*

1. These regulations, which may be cited as the Farm and Horticulture Development (Amendment) (No. 2) Regulations 1976, shall apply to the whole of the United Kingdom and shall come into operation on 1st January 1977.

*Interpretation*

2.—(1) The Interpretation Act 1889(c) shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

(2) In these regulations the expression “the principal regulations” means the Farm and Horticulture Development Regulations 1973(d) as amended by the Farm and Horticulture Development (Amendment) Regulations 1976(e) and, unless the context otherwise requires, any reference herein to a numbered regulation or to the Schedule shall be construed as a reference to the regulation bearing that number or to the Schedule to the principal regulations.

*Amendment of the principal regulations*

3.—(1) The principal regulations shall be amended in accordance with the following provisions of this regulation.

(2) In regulation 8—

(a) there shall be substituted in sub-paragraph (b) thereof for the figure “42,060” the figure “53,333”; and

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(a) 1972 c. 68.

(b) S.I. 1972/1811 (1972 III, p. 5216).

(c) 1889 c. 63.

(d) S.I. 1973/2205 (1973 III, p. 7746).

(e) S.I. 1976/743 (1976 II, p. 1961).

(b) there shall be inserted after sub-paragraph (d) thereof the following sub-paragraph:—

“(e) any expenditure relating to an application for approval for the purposes of grant in respect of any work or facility or any part thereof of a kind specified in paragraph 6(ii) of the Schedule, if application for such approval is received before 1st January 1977 or later than 31st December 1977.”

(3) In regulation 10(2) thereof there shall be substituted for the figures “173” and “100” the figures “180” and “140” respectively.

(4) In relation to paragraph 6 of the Schedule—

(a) there shall be substituted for the kinds of work or facility or transaction specified in column 1 thereof and for the corresponding rates of grant specified in columns 2, 3 and 4 thereof, the particulars in relation thereto set out in the Schedule to these regulations; and

(b) the note set out at the foot of the Schedule to these regulations shall be inserted at the foot of the second page of the said Schedule.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 16th December 1976.

(L.S.)

*John Silkin,*  
Minister of Agriculture, Fisheries and Food.

20th December 1976.

*Bruce Millan,*  
Secretary of State for Scotland.

21st December 1976.

*John Morris,*  
Secretary of State for Wales.

## SCHEDULE

## Regulation 3(4)

## ELIGIBLE WORKS AND FACILITIES AND RATES OF GRANT

Column 1	Column 2	Column 3	Column 4
Kind of work or facility or transaction	Agricultural business. Rate of grant. Per cent.	Agricultural business in Less-Favoured Area Rate of grant. Per cent.	Horticultural production business. Rate of grant. Per cent.
6 (i) Provision, replacement or improvement of facilities for the supply of water, including the provision, replacement or improvement of facilities for water storage	25	50	30
(ii) Provision, replacement or improvement of facilities for water storage	45*	70*	50*

\* In accordance with the provisions of regulations 3(1), 8(e) and 9(1) these rates of grant apply only to applications for approval received by the appropriate Minister on or after 1st January 1977 and not later than 31st December 1977.

## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations, which apply to the whole of the United Kingdom, are made under section 2(2) of the European Communities Act 1972. They amend the principal regulations (the Farm and Horticulture Development Regulations 1973 as amended by the Farm and Horticulture Development (Amendment) Regulations 1976) in order to:—

- (a) increase the upper limit relating to approved expenditure in connection with the breeding and keeping of pigs in order to implement the provisions of Council Directive (EEC) No. 837/76 (OJ No. L302, 4.11.76, p. 19) (Regulation 3(2)(a));
- (b) increase the amounts of grant payable for the keeping of accounts relating to an agricultural business to which an approved development plan relates in order to implement the provisions of Council Directive (EEC) No. 837/76 (Regulation 3(3));
- (c) provide higher rates of grant for investments for facilities for certain water storage facilities (Regulation 3(4) and the Schedule) in respect of applications for approval of grant received on or after 1st January 1977 and not later than 31st December 1977 (Regulation 3(2)(b)).

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