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STATUTORY INSTRUMENTS

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**2004 No. 3196**

**The Common Agricultural Policy Single Payment and Support Schemes (Cross Compliance) (England) Regulations 2004**

**Competent Control Authority**

6.—(1) The Rural Payments Agency<sup>(1)</sup> is designated as the Competent Control Authority for the purposes of the derogation in Article 42(2) of the Commission Regulation.

(2) The Rural Payments Agency may require any of the relevant authorities to carry out controls or checks for the purposes of Article 9 and Chapter I and Chapter III of Title III of the Commission Regulation.

(3) The relevant authorities shall—

- (a) send to the Rural Payments Agency a provisional control report;
- (b) for the purposes of Article 65(4) of the Commission Regulation where a non compliance is established as a consequence of any kind of checks, notify the Rural Payments Agency of the non compliance established.

(4) The functions conferred on English Nature by paragraphs 2 and 4 shall be treated for the purposes of section 132(2), section 133 and paragraphs 19, 20 of Schedule 6 to the Environmental Protection Act 1990<sup>(2)</sup> as though they were conferred on English Nature under section 132 of that Act.

(5) The Rural Payments Agency shall pursuant to Article 48 of the Commission Regulation establish the final control report and where the Rural Payments Agency is not the Paying Agency, send the control report to the Paying Agency.

(6) In this regulation “the relevant authorities” means—

- (a) English Nature; and
- (b) The Environment Agency.

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(1) The Rural Payments Agency is an Executive Agency of the Department for Environment, Food and Rural Affairs, for the time being accredited as the Paying Agency.

(2) 1990 c 43.