
STATUTORY INSTRUMENTS

2006 No. 2522

The Environmental Impact Assessment
(Agriculture) (England) (No.2) Regulations 2006

PART 6

Final Provisions

**Amendment of the Common Agricultural Policy Single Payment and Support Schemes
(Cross-compliance) (England) Regulations 2005**

37. The Common Agricultural Policy Single Payment and Support Schemes (Cross-compliance) (England) Regulations 2005(1) are amended by substituting paragraph 15 of the Schedule with the following—

“**15.**—(1) A farmer must not begin or carry out an uncultivated land project in breach of—

- (a) regulation 4, or
- (b) regulation 9,

of the Environmental Impact Assessment (Agriculture) (England) (No.2) Regulations 2006.

(2) A farmer must not breach a stop notice that has been served on him under regulation 25 of those Regulations.

(3) A farmer must not, without reasonable excuse, fail to comply with any requirement of a remediation notice served on him under regulation 27(1) of those Regulations.

(4) In this paragraph “uncultivated land project” has the meaning given to it in regulation 2(1) of those Regulations.”.

Revocations

38. The following Regulations are revoked—

- (a) the Environmental Impact Assessment (Uncultivated Land and Semi-Natural Areas) (England) Regulations 2001(2); and
- (b) the Environmental Impact Assessment (Uncultivated Land and Semi-Natural Areas) (England) (Amendment) Regulations 2005(3);
- (c) the Environmental Impact Assessment (Agriculture) (England) Regulations 2006(4).

(1) S.I. 2005/3459.

(2) S.I. 2001/3966, amended by S.I. 2005/1430.

(3) S.I. 2005/1430.

(4) S.I. 2006/2362.

Transitional provisions

39.—(1) This regulation provides for the treatment of certain notices served under the Environmental Impact Assessment (Uncultivated Land and Semi-Natural Areas) (England) Regulations 2001 (“the 2001 Regulations”).

(2) Any stop notice served under regulation 22 of the 2001 Regulations is to be treated as though it was served under regulation 25 of these Regulations, and regulations 26, 29 and 30 of these Regulations apply to any enforcement action taken in respect of a breach of the notice.

(3) Subject to paragraph (4), any reinstatement notice served under regulation 24 of the 2001 Regulations is to be treated as though it was served as a remediation notice under regulation 27 of these Regulations, and regulations 28 to 30 apply to any enforcement action taken in respect of a breach of the notice.

(4) Nothing in paragraph (3) affects any appeal under regulation 24(3) of the 2001 Regulations brought before the coming into force of these Regulations.