
WELSH STATUTORY INSTRUMENTS

2014 No. 2367 (W. 230)

AGRICULTURE, WALES

The Common Agricultural Policy Basic Payment Scheme (Provisional Payment Region Classification) (Wales) (Amendment) Regulations 2014

<i>Made</i>	- - - -	<i>5 September 2014</i>
<i>Laid before the National Assembly for Wales</i>	- -	<i>5 September 2014</i>
<i>Coming into force</i>	- -	<i>26 September 2014</i>

The Welsh Ministers are designated⁽¹⁾ for the purposes of section 2(2) of the European Communities Act 1972⁽²⁾ in relation to the common agricultural policy of the European Union.

The Welsh Ministers make these Regulations in exercise of the powers conferred by section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972.

Title, application and commencement

1.—(1) The title of these Regulations is the Common Agricultural Policy Basic Payment Scheme (Provisional Payment Region Classification) (Wales) (Amendment) Regulations 2014.

(2) These Regulations apply in relation to Wales.

(3) These Regulations come into force on 26 September 2014.

Amendment to the Common Agricultural Policy Basic Payment Scheme (Provisional Payment Region Classification) (Wales) Regulations 2014

2.—(1) The Common Agricultural Policy Basic Payment Scheme (Provisional Payment Region Classification) (Wales) Regulations 2014⁽³⁾ are amended as follows.

(2) In regulation 2(1)—

(a) delete the definition of “arable crops” (“*cnydauâr*”);

(1) [S.I. 2010/2690](#).

(2) [1972 c. 68](#). Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 ([c. 51](#)) and by section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 ([c. 7](#)). Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006.

(3) [S.I. 2014/1835 \(W. 189\)](#).

- (b) in the definition of “provisional payment region classification” (“*dosbarthiadrhanbarthautaludrosdro*”), after “reference parcel” in the first place it appears insert “, or an area of land within a reference parcel,”;
- (c) after the definition of “provisional payment region classification” (“*dosbarthiadrhanbarthautaludrosdro*”) insert—
 - ““semi-natural upland vegetation” (“*llystyfiantucheldirolled-naturiol*”) means those species listed in the Schedule;”.
- (3) In regulation 3(2)—
 - (a) for paragraph (c) of the definition of “moorland” (“*rhostir*”) substitute—
 - “(c) has 50% or more semi-natural upland vegetation, or is comprised of 50% or more rock outcrops and semi-upland vegetation used primarily for rough grazing.”
 - (b) delete paragraph (d) of the definition of “moorland” (“*rhostir*”);
 - (c) delete paragraph (e) of the definition of “moorland” (“*rhostir*”);
 - (d) in the definition of “the severely disadvantaged area” (“*yr ardaldananfantaisddifrifol*”), after “which” insert “is not moorland and”.
- (4) For the Schedule (Improved Agricultural Species) substitute the Schedule to these Regulations.

Rebecca Evans
 Deputy Minister for Agriculture and Fisheries
 under authority of the Minister for Economy,
 Science and Transport, one of the Welsh
 Ministers

5 September 2014

SCHEDULE

Regulation 2(1)

Species of semi-natural upland vegetation

Bent grass	(<i>Agrostis</i> spp.)
Fescue	(<i>Festuca</i> spp.)
Wavy hair-grass	(<i>Deschampsia flexuosa</i>)
Blue moor-grass	(<i>Sesleria albens</i>)
Purple moor-grass	(<i>Molinia caerulea</i>)
Mat-grass	(<i>Nardus stricta</i>)
Bracken	(<i>Pteridium aquilinum</i>)
Heather	(<i>Calluna vulgaris</i> ; <i>Erica</i> spp.)
Bilberry	(<i>Vaccinium myrtillus</i>)
Crowberry	(<i>Empetrum nigrum</i>)
Gorse	(<i>Ulex</i> spp.)
Cotton-grass	(<i>Eriophorum</i> spp.)
Deer-grass	(<i>Trichophorum cespitosum</i>)
Heath rush	(<i>Juncus squarrosus</i>)
Bog moss	(<i>Sphagnum</i> spp.)

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Common Agricultural Policy Basic Payment Scheme (Provisional Payment Region Classification) (Wales) Regulations 2014 ([S.I. 2014/1835](#))(W. 189) (“the Principal Regulations”).

Regulation 2(2) amends regulation 2(1) of the Principal Regulations by deleting the definition of arable crops, amending the definition of provisional payment region classification and inserting a definition of semi-natural upland vegetation.

Regulation 2(3) amends the definition of moorland and severely disadvantaged area in the Principal Regulations.

Regulation 2(4) replaces the Schedule of the Principal Regulations with a new Schedule with a list of species of semi-natural upland vegetation.

A Regulatory Impact Assessment of the effects of these Regulations on the costs of business, in relation to farm businesses in Wales, has been prepared in respect of these Regulations. Copies can be obtained from the Department of Sustainable Futures, Welsh Government, Cathays Park, Cardiff, CF10 3NQ.

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