
WELSH STATUTORY INSTRUMENTS

2021 No. 400

The Agricultural Support (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021

PART 2

Rural Development: Horizontal Legislation

Amendment of Commission Delegated Regulation (EU) No. 640/2014

3.—(1) Commission Delegated Regulation (EU) No. 640/2014 supplementing Regulation (EU) No. 1306/2013 of the European Parliament and of the Council with regard to the integrated administration and control system and conditions for refusal or withdrawal of payments and administrative penalties applicable to direct payments, rural development support and cross compliance⁽¹⁾, is amended, insofar as it relates to domestic support for rural development, as follows.

(2) Omit Article 1(j).

(3) In Article 9—

(a) in paragraph 1, omit the final subparagraph;

(b) in paragraph 3, omit the final subparagraph.

(4) Omit Article 10.

(5) In Article 13—

(a) in paragraph 1—

(i) omit the second subparagraph;

(ii) after the final subparagraph insert—

“All documents in support of an aid application or payment claim must be submitted by 31 December of that calendar year.”;

(b) in paragraph 3, in the final subparagraph, for “third” substitute “second”.

(6) Omit the final subparagraph of Article 16(1).

(7) In Article 19a—

(a) in the heading, after “of areas for” insert “agri-environment climate, organic farming”;

(b) in paragraph 1, after “Articles” insert “28, 29”;

(c) for paragraph 2 substitute—

“**2.** The administrative penalty referred to in paragraph 1 shall be reduced by 50% if the difference between the area declared and the area determined does not exceed 10% of the area determined.”;

(1) EUR 2014/640, amended in relation to rural support by [S.I. 2020/90](#) and in relation to England by [S.I. 2020/551](#). EUR 2014/640 is also amended by [S.I. 2019/765](#). However, by virtue of the amendments in [S.I. 2020/1445](#), these amendments do not have effect in relation to support for rural development.

- (d) omit paragraphs 3 and 4.
- (8) In Article 35—
 - (a) in paragraph 1, for “shall” substitute “may”;
 - (b) in paragraph 2—
 - (i) for “shall” substitute “may”;
 - (ii) omit “State aid”;
 - (c) in paragraph 3—
 - (i) in the first subparagraph—
 - (aa) for “shall” substitute “may”;
 - (bb) for “extent, duration and reoccurrence” substitute “extent and duration”;
 - (ii) omit the final subparagraph;
 - (d) in paragraph 5, omit the final sentence;
 - (e) omit paragraph 7.
- (9) Omit Chapter I of Title IV.
- (10) Omit the final sentence of Article 38(1).
- (11) Omit Title V.