STATUTORY RULES OF NORTHERN IRELAND

2000 No. 83

FOOD

Dairy Produce Quotas (Amendment) Regulations (Northern Ireland) 2000

Made - - - -	*14th March 2000*
Coming into operation	*1st April 2000*

The Department of Agriculture and Rural Development, being a Department 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 Community, in exercise of the powers conferred on it by the said section 2(2) and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Dairy Produce Quotas (Amendment) Regulations (Northern Ireland) 2000 and shall come into operation on 1st April 2000.

Amendment of the Dairy Produce Quotas Regulations 1997

2. The Dairy Produce Quotas Regulations 1997(**3**) shall be amended in accordance with regulations 3 to 7 of these Regulations.

3. In regulation 2 (interpretation), in paragraph (1)—

(a) in the definition of "the Council Regulation", for the words "Commission Regulations (EC) No. 1109/96" there shall be substituted the words "Council Regulation (EC) No. 1256/1999(**4**)"; and

(b) in the definition of "Scottish Islands area", paragraph (*a*) shall be deleted.

4. In regulation 7 (transfer of quota with transfer of land)—

(a) in paragraph (1), for sub-paragraph (*a*) there shall be substituted the following sub-paragraph—

(**1**) S.I. 1972/1811
(**2**) 1972 c. 68
(**3**) S.I. 1997/733, amended by S.I. 1997/1093, and S.I. 1998/2880
(**4**) OJ No. L160, 26.6.1999, p. 73

"(a) a notice of transfer in such form as may reasonably be required by the Intervention Board—

(i) in the case of a transfer made by lease before 1st March, on or before 1st March in the quota year in which the transfer takes place;

(ii) in the case of a transfer made otherwise than by lease, on or before 31st March in the quota year in which the transfer takes place;

and in any case no later than 28 days after the change of occupation of the holding or part of the holding; and"; and

(b) in paragraph (6), for the words "Where a transferee fails to submit the notice referred to in paragraph (1)(*a*) no later than seven working days after the end of the quota year in which the transfer takes place," there shall be substituted the words—

"Where a notice of transfer in the form required by the Intervention Board has not been submitted (in the case of a transfer made by lease) on or before 1st March or (in the case of a transfer made otherwise than by lease) on or before 31st March in the quota year in which the transfer takes place,".

5. In regulation 11 (transfer of quota without transfer of land)—

(a) in paragraph (1), for the words "the fifth indent of the first paragraph" there shall be substituted the words "sub-paragraph (*e*)"; and

(b) in paragraph (5), for the words "no later than seven working days after the end of" there shall be substituted the words "not after 31st March in".

6. In regulation 13 (temporary transfer of quota)—

(a) in paragraph (1), the words "and subject to paragraph (5) below," shall be deleted;

(b) in paragraph (3), for the word "December" there shall be substituted the word "March"; and

(c) paragraph (5) shall be deleted.

7. In regulation 30 (powers of authorised officers)—

(a) in paragraphs (2) and (3), after the word "holding" where it occurs in those provisions there shall be inserted the words "or any other premises of a relevant person";

(b) in paragraphs (4) and (5), for the word "producer" where it occurs in those provisions there shall be substituted the words "relevant person"; and

(c) after paragraph (5), there shall be inserted the following paragraph—

"(6) In this regulation, a "relevant person" means a producer, a purchaser, any employee or agent of a producer or of a purchaser, any milk haulier or any person undertaking butterfat testing for purchasers in a laboratory.".