STATUTORY RULES OF NORTHERN IRELAND

1997 No. 300

AGRICULTURE

Environmentally Sensitive Areas (West Fermanagh and Erne Lakeland) Designation (Amendment) Order (Northern Ireland) 1997

Made - - - -	*20th June 1997*
Coming into operation	*28th July 1997*

Whereas, in accordance with Article 3(1) of the Agriculture (Environmental Areas) (Northern Ireland) Order 1987(**1**) ("the 1987 Order"), it appears to the Department of Agriculture that it is particularly desirable—

(1) to conserve and enhance the natural beauty of the area referred to in Article 3 of the Environmentally Sensitive Areas (West Fermanagh and Erne Lakeland) Designation Order (Northern Ireland) 1993(**2**) ("the 1993 Order");

(2) to conserve the flora and fauna and geological and physiographical features of that area; and

(3) to protect buildings and other objects of archaeological, architectural or historic interest in that area;

And whereas, in accordance with the said Article 3(1) of the 1987 Order it appears to the Department of Agriculture that the maintenance and adoption of the agricultural methods specified in the Schedules to the 1993 Order is likely to facilitate the aforementioned conservation, enhancement and protection;

Now, therefore, the Department of Agriculture, in exercise of the powers conferred on it by Article 3(1) and (3) of the 1987 Order and of every other power enabling it in that behalf, with the consent of the Department of Finance and Personnel, hereby makes the following Order:

Citation and commencement and interpretation

1. This Order may be cited as the Environmentally Sensitive Areas (West Fermanagh and Erne Lakeland) Designation (Amendment) Order (Northern Ireland) 1997 and shall come into operation on 28th July 1997.

(**1**) S.I. 1987/458 (N.I. 3); Article 3(3) was amended by S.R. 1994 No. 419
(**2**) S.I. 1993 No. 180 as amended by S.R. 1994 No. 377 and S.R. 1996 No. 606

Amendments to the Environmentally Sensitive Areas (West Fermanagh and Erne Lakeland) Designation Order (Northern Ireland) 1993

2. The Environmentally Sensitive Areas (West Fermanagh and Erne Lakeland) Designation Order (Northern Ireland) 1993 shall be amended as provided by Articles 3 to 6.

3. In Article 2 (Interpretation) for the definition of "the Commission Regulation" there shall be substituted—

> ""the Commission Regulation" means Commission Regulation (EC) No. 746/96(**3**) laying down detailed rules for the application of the Council Regulation, as amended by Commission Regulation (EC) No. 435/97";(**4**);"

4. In Article 6(3) for the words "£30 per annum" there shall be substituted "£58 per annum".

5.—(1) In Article 7(1) for the words "£60 per annum" there shall be substituted "£80 per annum".

(2) In Article 7(2) for sub-paragraphs (*a*) to (*c*) there shall be substituted—

"(a) If the land is unimproved grassland at the rate of £150 per annum.

(b) If the land is improved land at the rate of £300 per annum.

(c) If the land is rough moorland grazing at the rate of £75 per annum."

6. In Article 8 (Rates of payments under enhancement provisions) for paragraph (2) there shall be substituted—

"(2) Payments made by virtue of this Article shall not exceed—

(a) £9,000 in any period of 3 years; or

(b) subject to sub-paragraph (*c*), £3,000 in any year;

(c) where the operation carried out under the provisions of Part IV of Schedule 3 is wholly or mainly the renovation of traditional farm buildings, or the provision of protective fencing, sub-paragraph (*b*) shall have effect as if for the figure "£3,000" there were substituted "£9,000".".

Sealed with the Official Seal of the Department of Agriculture on

20th June 1997.

Liam McKibben
Assistant Secretary

(**3**) O.J. No. L102, 25.4.96, p. 19
(**4**) O.J. No. L67, 7.3.97, p. 2