STATUTORY RULES OF NORTHERN IRELAND

1996 No. 450

AGRICULTURE

Rural Regeneration and Cross-Border Development Regulations (Northern Ireland) 1996

Made - - - -	*24th September 1996*
Coming into operation	*24th October 1996*

The Department of Agriculture, 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 Rural Regeneration and Cross-Border Development Regulations (Northern Ireland) 1996 and shall come into operation on 24th October 1996.

Interpretation

2.—(1) The Interpretation Act (Northern Ireland) 1954(**3**) shall apply to these Regulations as it applies to a Measure of the Northern Ireland Assembly.

(2) In these Regulations—

"the Council Regulations" means Council Regulation (EEC) No. 4253/88(**4**) as amended by Council Regulation (EEC) No. 2082/93(**5**) and Council Regulation (EC) No. 3193/94(**6**) laying down provisions for implementing Council Regulation (EEC) No. 2052/88(**7**) as regards co-ordination of the activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments; and Council Regulation (EEC) No. 4256/88(**8**) as amended by Council Regulation (EEC)

(**1**) S.I.1972/1811
(**2**) 1972 c. 68; section 2 is subject to Schedule 2 to that Act and is to be read with S.I. 1984/703 (N.I. 3) and S.I. 1994/2795 (N.I. 9)
(**3**) 1954 c. 33 (N.I.)
(**4**) O.J. No. L374, 31.12.88, p. 1
(**5**) O.J. No. L193, 31.7.93, p. 20
(**6**) O.J. No. L337, 24.12.94, p. 11
(**7**) O.J. No. L185, 15.7.88, p. 9
(**8**) O.J. No. L374, 31.12.88, p. 25

No. 2085/93(**9**) laying down provisions for implementing Regulation (EEC) No. 2052/88 as regards the EAGGF Guidance Section:

"the Department" means the Department of Agriculture for Northern Ireland;

"grant" means a grant payable under or by virtue of the Council Regulations and the Sub-Programmes;

"payment" means a payment payable under or by virtue of the Council Regulations and the Sub-Programmes;

"the Single Programming Document" means the operational programme document under the Community initiative in the framework of the special support programme for peace and reconciliation in Northern Ireland and the border counties of Ireland adopted by Commission Decision C(95) 1789 of 28th July 1995(**10**);

"the Sub-Programmes" means Sub-Programme 2(B) relating to rural regeneration and Measure 3 of Sub-Programme 3 relating to cross-border development of the Single Programming Document.

Claims for payment or grant

3. Any claim for payment or grant shall be made in such form and manner and at such time as the Department may require and the claimant shall furnish all such particulars and information relating to the claim as the Department may require.

Payments or grants

4. The Department may make the payments or grants subject to such conditions arising out of or related to the Council Regulations and the Sub-Programmes as the Department thinks fit; and such payment shall be made at such time as the Department may determine.

Standard costs

5. Subject to such conditions as the Department may from time to time determine, the cost of any work, facility or transaction shall, if the claimant so elects, be taken, for the purpose of determining the amount of any grant payable, to be such standard cost or amount as the Department may from time to time determine.

Recovery of payments or grant

6. If at any time after the Department has paid a grant or made a payment it appears to the Department that—

(a) any condition referred to in regulation 4 has not been complied with; or

(b) the person by whom the application for payment of grant or payment was made gave information on any matter relevant to the making of the payment which was false or misleading in a material respect,

the Department may recover on demand as a civil debt an amount equal to the payment which has been made or such part thereof as the Department may determine.

(**9**) O.J. No. L193, 31.7.93, p. 44
(**10**) Not published in the Official Journal of the European Community