1995 No. 245

AGRICULTURE

The Hill Livestock (Compensatory Allowances) (Amendment) (No. 2) Regulations (Northern Ireland) 1995

Made	*8th June 1995*
Coming into operation . .	*1st July 1995*

The Department ofAgriculture being a Department designated(**a**) for the purposes of section 2(2) of the European Communities Act 1972(**b**) 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 Hill Livestock (Compensatory Allowances) (Amendment) (No. 2) Regulations (Northern Ireland) 1995 and shall come into operation on 1st July 1995.

Interpretation

2.—(1) In these Regulations, "the principal Regulations" means The Hill Livestock (Compensatory Allowances) Regulations (Northern Ireland) 1994(**c**); and

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

Amendment

3.—(1) The principal Regulations shall be amended in accordance with the following paragraphs of this regulation.

(2) In paragraph 2 of regulation 2 (interpretation) of the principal Regulations:—

(*a*) for the definition of "breeding cow" there shall be substituted the following definition—

" "breeding cow" means a female bovine animal comprised in a regular breeding herd which is not maintained primarily for the production of milk and which on or before the qualifying day has borne a calf and is capable of lactation;";

(**a**) S.I. 1972/1811
(**b**) 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), S.R. (N.I.) 1984 No. 253 and S.I. 1994/2795 (N.I. 15)
(**c**) S.R. 1994 No. 417 as amended by S.R. 1995 No. 22
(**d**) 1954 c. 33 (N.I.)

(*b*) for the definition of "disadvantaged land" there shall be substituted the following definition—

" "disadvantaged land" (except in the expression "severely disadvantaged land") means the land shown coloured blue on the designated map;";

(*c*) in the definition of "ECU" there shall be substituted for the phrase "as amended by Council Regulation (EEC) No. 3528/93 and Council Regulation (EC) No. 3311/94" the following phrase—

"as amended by Council Regulation (EEC) No. 3528/93, Council Regulation (EC) No. 3311/94 and Council Regulation (EC) No. 150/95(**a**);"

(*d*) the definitions of "hardy breed" or "hardy cross breed" and "specially qualified flock" shall be deleted;

(*e*) for the definition of "the qualifying day" there shall be substituted the following definition—

" "the qualifying day" means the day on which a person lodges his claim for a compensatory allowance for cattle or as the case may be sheep under these Regulations in respect of a given Scheme year;";

(*f*) for the definition of "severely disadvantaged land" there shall be substituted the following definition—

" "severely disadvantaged land" means the land shown coloured pink on the designated map;";

(3) In regulation 3 (compensatory allowances)—

(*a*) for paragraph (3) there shall be substituted the following paragraph—

"(3) Subject to the following provisions of these Regulations a compensatory allowance for cattle shall be payable in respect of the number of breeding cows comprised in a herd on the qualifying day at a rate of 20.3 ECU per cow.";

(*b*) for paragraph (4) there shall be substituted the following paragraph—

"(4) Subject to the following provisions of these Regulations, a compensatory allowance for sheep shall be payable in respect of the number of ewes comprised in a flock on the qualifying day at a rate of 3.045 ECU per ewe.";

(*c*) in sub-paragraph (*a*) of paragraph (5) for the amount "123 ECU" there shall be substituted the amount "150 ECU"; and

(*d*) in sub-paragraph (*b*) of paragraph (5) for the amount of "123 ECU" there shall be substituted the amount of "150 ECU".

(4) In sub-paragraph (*b*) of paragraph (1) of regulation 4 (provisions with respect to cattle) for the word "four" there shall be substituted the word "six".

(5) In sub-paragraph (*b*) of paragraph (1) of regulation 5 (provisions with respect to sheep) for the words "four months from the day following the

(**a**) O.J. No. L22, 31.1.95, p. 1