1993 No. 475

AGRICULTURE

Deseasonalisation Premium (Protection of Payments) Regulations (Northern Ireland) 1993

Made . . . . . *8th December 1993*

Coming into operation . . *1st January 1994*

The Department of Agriculture, 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 Economic 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 Deseasonalisation Premium (Protection of Payments) Regulations (Northern Ireland) 1993 and shall come into operation on 1st January 1994.

Interpretation

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

(2) In these Regulations—

"animal" means a castrated male animal of the bovine species which is slaughtered during the period 31st December 1993 to 30th April 1994;

"applicant" means a producer who has made an application under regulation 3;

"authorised person" means any person authorised in writing by the Department to act for the purposes of regulation 4;

"Commission Regulation 3886/92" means Commission Regulation (EEC) No. 3886/92(**d**) laying down detailed rules for the application of the premium schemes provided for in Council Regulation (EEC) No. 805/68 on the common organisation of the market in beef and repealing Regulations (EEC) No. 1244/82 and (EEC) No. 714/89,

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(**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) and S.R. 1984 No. 253
(**c**) 1954 c. 33 (N.I.)
(**d**) OJ No. L391, 31.12.92, p. 20

as amended so far as is relevant to these Regulations by Commission Regulation (EEC) No. 538/93(**a**) and Commission Regulation (EEC) No. 1909/93(**b**).

"Commission Regulation 3887/92" means Commission Regulation (EEC) No. 3887/92(**c**) laying down detailed rules for applying the integrated administration and control system for certain Community aid schemes;

"the Council Regulation" means Council Regulation (EEC) No. 805/68(**d**) on the common organisation of the market in beef and veal, as amended, so far as is relevant to these Regulations, by Council Regulation (EEC) No. 2066/92(**e**) and Council Regulation (EEC) No. 125/93(**f**);

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

"premium" means the deseasonalisation premium referred to in Article 4c of the Council Regulation;

"producer" has the same meaning as in Article 4(*a*) of the Council Regulation.

(3) Other expressions used in these Regulations have, in so far as the context admits, the same meanings as in the Council Regulation, Commission Regulation 3886/92 and Commission Regulation 3887/92.

Application for premium payments

3.—(1) Subject to the provisions of this regulation a producer may apply to the Department for a premium payment, in respect of an animal, in such form as the Department may require.

(2) An application under paragraph (1) shall be lodged with the Department during the period 31st May 1994 to 30th September 1994.

(3) A producer may lodge only one application.

Powers of entry and inspection

4.—(1) An authorised person may, up to 31st December 1997,—

(*a*) enter at any reasonable time upon any land which was used for the slaughter of animals to which an application under regulation 3(1) related; and

(*b*) search for, examine, take possession of or copy any record or document relating to that application.

(2) An authorised person acting in exercise of the powers conferred by paragraph (1) shall carry a warrant of his authority so to act and shall produce it on demand.

(**a**) OJ No. L57, 10.3.93, p. 19
(**b**) OJ No. L173, 16.7.93, p. 11
(**c**) OJ No. L391, 31.12.92, p. 36
(**d**) OJ No. L148, 28.6.68, p. 24 (OJ/SE) 1968 vol. 1, p. 187
(**e**) OJ No. L215, 30.7.92, p. 49
(**f**) OJ No. L18, 27.1.93, p. 1