1988 No. 253

AGRICULTURE

Agricultural Development in Less-Favoured Areas Regulations (Northern Ireland) 1988

Made	*11th July 1988*
Coming into operation . .	*14th July 1988*

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 Agricultural Development in Less-Favoured Areas Regulations (Northern Ireland) 1988 and shall come into operation on 14th July 1988.

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—

"the Council Regulation" means Council Regulation (EEC) No. 1942/81(**d**) for the stimulation of agricultural development in the less-favoured areas of Northern Ireland as amended by Council Regulation (EEC) No. 3156/87(**e**);

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

"the Programme" means the Programme referred to in Articles 1(4) and 2 of the Council Regulation as approved in its amended form, in accordance with Articles 1(4) and 3 of the Council Regulation, by Commission Decision of 1st July 1988(**f**) approving an amendment to the agricultural development programme for less-favoured areas of Northern Ireland pursuant to Regulation (EEC) No. 1942/81;

"grant" means a grant payable under or by virtue of the Council Regulation and the Programme;

(**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**) O.J. No. L197, 20.7.81, p. 17
(**e**) O.J. No. L301, 24.10.87, p. 1
(**f**) O.J. No. L221, 12.8.88, p. 55

"special premium" means the special annual premium referred to in Article 11(2) of the Council Regulation;

Claims for grant and special premium

3. Any claim for a grant or special premium 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.

Payment of grant and special premium

4.—(1) The Department may make the payment of grant subject to such conditions arising out of or related to the Council Regulation and the Programme as the Department thinks fit; and such payment shall be made at such time as the Department may determine.

(2) Any payment of special premium made by the Department shall be subject to such conditions arising out of or related to the Council Regulation and the Programme 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 grant and special premium

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

(*a*) any condition subject to which the grant or special premium has been paid has not been complied with; or

(*b*) the person by whom the application for the payment of grant or special premium 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 an amount equal to the payment which has been made or such part thereof as the Department may specify.

False statements

7. If any person, for the purposes of obtaining for himself or any other person any grant or special premium, knowingly or recklessly makes a false statement, he shall be liable on summary conviction to a fine not exceeding £2,000.

Revocation

8. The Agricultural Development in Less-Favoured Areas Regulations (Northern Ireland) 1981(**a**) are hereby revoked.

(a) S.R. 1981 No. 399