

**1976 No. 1203****AGRICULTURE****The Hill Livestock (Compensatory Allowances) (Amendment) Regulations 1976***Laid before Parliament in draft**Made - - - - 22nd July 1976**Coming into Operation 23rd July 1976*

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, being Ministers 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, acting jointly, in exercise of the powers conferred by the said section 2(2), and of all their other enabling powers, hereby make the following regulations:—

*Citation, extent and commencement*

1. These regulations, which may be cited as the Hill Livestock (Compensatory Allowances) (Amendment) Regulations 1976, shall apply throughout the United Kingdom, and shall come into operation on 23rd July 1976.

*Interpretation*

2.—(1) These regulations shall be construed as one with the Hill Livestock (Compensatory Allowances) Regulations 1975(c), hereinafter referred to as “the principal regulations”.

(2) The Interpretation Act 1889(d) applies for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

*Amendment of principal regulations*

3. (1) Regulation 3 of the principal regulations (which authorises the payment of compensatory allowances for cattle and sheep, subject to the provisions of the regulations) shall be amended as follows:—

(a) In paragraph (2) there shall be substituted—

(i) for the reference to £24·50, a reference to £29·00, and

(ii) for the reference to 50 units of account, a reference to 52·50 units of account;

(b) In paragraph (3) there shall be substituted for the references to 7·50 units of account, references to 7·875 units of account; and

(a) S.I. 1972/1811 (1972 III, p. 5216).  
(c) S.I. 1975/2210 (1975 III, p. 8312).

(b) 1972 c. 68.  
(d) 1889 c. 63.

(c) In paragraph (4)—

- (i) there shall be substituted for the reference to 50 units of account, a reference to 52.50 units of account, and
- (ii) the words “throughout the greater part of” shall be deleted, and there shall be substituted therefor the word “in”.

(2) There shall be substituted for regulation 6 of the principal regulations the following regulation:—

“6. Where it appears to the appropriate Minister that on the qualifying day in any year, or during the year immediately preceding that qualifying day, any land was available for the maintenance of—

- (a) more than one regular breeding herd,
- (b) more than one qualified flock, or
- (c) breeding cows comprised in a regular breeding herd and ewes comprised in a qualified flock,

he may, for the purpose of determining any person’s entitlement under the foregoing provisions of these regulations, apportion that land among the occupiers or former occupiers thereof as he thinks reasonable in the circumstances.”.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 20th July 1976.

(L.S.)

*Frederick Peart,*  
Minister of Agriculture,  
Fisheries and Food.

21st July 1976.

*Bruce Millan,*  
Secretary of State for Scotland.

22nd July 1976.

*John Morris,*  
Secretary of State for Wales.

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#### EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations amend the Hill Livestock (Compensatory Allowances) Regulations 1975 by increasing the amount payable for cattle from £24.50 to £29.00 per eligible animal and the overall limit on payments to 52.50 units of account for each hectare of eligible land. Also, references to the maximum permitted headage payments in respect of cattle and sheep have been amended in accordance with recent EEC decisions.

By two further amendments to the 1975 regulations the position is clarified where there has been a change of occupier of the eligible land in the year preceding the qualifying day, and the appropriate Minister’s power to apportion eligible land in certain cases for the purpose of determining payments is widened.



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