

1988 No. 491 (S.53)

AGRICULTURE

**The Environmentally Sensitive Areas (Breadalbane)
Designation (Amendment) Order 1988**

<i>Made</i>	<i>10th March 1988</i>
<i>Laid before Parliament</i>	<i>24th March 1988</i>
<i>Coming into force</i>	<i>14th April 1988</i>

Whereas, pursuant to section 18(1) of the Agriculture Act 1986(a), the Secretary of State has by order designated an area of land lying partly within the Perth and Kinross District of Tayside Region and partly within the Stirling District of Central Region known as Breadalbane as an environmentally sensitive area;

And whereas, pursuant to section 18(4) of the said Act, the Secretary of State has specified in the order designating the area the requirements as to agricultural practices, methods and operations and the installation or use of equipment which must be included in agreements made under section 18(3) of the said Act as respects agricultural land in that area;

Now therefore, the Secretary of State, in exercise of the powers conferred on him by section 18(1), (4) and (11) of the Agriculture Act 1986 and of all other powers enabling him in that behalf, with the consent of the Treasury, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Environmentally Sensitive Areas (Breadalbane) Designation (Amendment) Order 1988 and shall come into force on 14th April 1988.

(2) In this Order “the principal Order” means the Environmentally Sensitive Areas (Breadalbane) Designation Order 1987(b).

Amendment of principal Order

2. The principal Order shall be amended in accordance with articles 3, 4 and 5 below.

3. In article 2 (Interpretation) there shall be inserted before the definition of “enclosed land” the following definition:—

““cow” means a female bovine animal which has calved at least twice;”.

4. In article 2 (Interpretation) for the definition of “livestock unit” there shall be substituted the following definition:—

““livestock unit” means—

- (a) 1 cow, or
 - (b) 1.25 bovine animals (other than cows) over two years old, or
 - (c) 1.6 bovine animals (other than cows) from one year old to two years old inclusive,
- or

(a) 1986 c.49.
(b) S.I. 1987/653.

- (d) 2.5 bovine animals less than one year old, or
- (e) 6.66 sheep;”.

5. After paragraph 17(b)(iv) of the Schedule there shall be added the following:-

“(v) any additional fencing work that may be necessary to implement the requirements specified in paragraphs 7 and 11 above.”.

New St. Andrew's House, Edinburgh
2nd March 1988

Sanderson of Bowden
Minister of State,
Scottish Office

We consent,

10th March 1988

Peter Lloyd
Michael Neubert
Two of the Lords Commissioners
of Her Majesty's Treasury

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Environmentally Sensitive Areas (Breadalbane) Designation Order 1987 (“the principal Order”). The changes are as follows:-

- (a) the insertion of a definition of “cow” (article 3);
- (b) the substitution of a new definition of “livestock unit” (article 4); and
- (c) the addition of fencing, required to protect unimproved enclosed pasture or archaeological remains, in the conservation plan, making such fencing eligible for additional payments under article 7 of the principal Order (article 5).

45p net

ISBN 0 11 086491 3