
STATUTORY INSTRUMENTS

2021 No. 324

LANDLORD AND TENANT, ENGLAND

The Agricultural Holdings (Transitional
Provision) (England) Regulations 2021

Made - - - - 16th March 2021

Coming into force - - 17th March 2021

The Secretary of State makes these Regulations in exercise of the power conferred by section 54(1) of the Agriculture Act 2020 ^{M1}.

Marginal Citations

M1 2020 c. 21. “Appropriate authority” is defined in section 54(2).

Citation, commencement and application

1.—(1) These Regulations may be cited as the Agricultural Holdings (Transitional Provision) (England) Regulations 2021 and come into force on the day after the day on which they are made.

(2) These Regulations apply in England only.

Commencement Information

II Reg. 1 in force at 17.3.2021, see [reg. 1\(1\)](#)

Transitional provision

2.—(1) From the day on which these Regulations come into force until the relevant date, section 39(8) of the 1986 Act as it had effect immediately before the Agriculture Act 2020 was passed applies for the purposes of section 39 of the 1986 Act (other than subsection (8A)).

(2) In this regulation—

“the 1986 Act” means the Agricultural Holdings Act 1986 ^{M2},

“relevant date” means the day on which the first regulations made under section 39(8) ^{M3} of the 1986 Act which apply in England come into force.

Changes to legislation: *The Agricultural Holdings (Transitional Provision) (England) Regulations 2021 is up to date with all changes known to be in force on or before 23 November 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

Commencement Information

I2 Reg. 2 in force at 17.3.2021, see [reg. 1\(1\)](#)

Marginal Citations

M2 [1986 c. 5; paragraph 17](#) of Schedule 3 to the Agriculture Act 2020 amended section 39, substituting subsection (8) and inserting subsection (8A).

M3 The power to make regulations is set out in section 39(8) as substituted by the Agriculture Act 2020.

Department for Environment, Food and Rural
Affairs
16th March 2021

Victoria Prentis
Parliamentary Under Secretary of State

Changes to legislation: *The Agricultural Holdings (Transitional Provision) (England) Regulations 2021 is up to date with all changes known to be in force on or before 23 November 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the power conferred by section 54(1) of the Agriculture Act 2020 to make transitional provisions in connection with the coming into force of provisions of that Act. Regulation 2 makes provision requiring that, when making a determination under section 39(2) or section 39(6) of the Agricultural Holdings Act 1986 (“the 1986 Act”), the Tribunal must have regard to the matters set out in section 39(8) as it had effect immediately before the Agriculture Act 2020 was passed. This transitional provision applies from the date on which these Regulations come into force until the date on which the first regulations made under section 39(8) of the 1986 Act which apply in England come into force.

A full regulatory impact assessment has not been produced for this instrument as no, or no significant, impact on the private or voluntary sector is foreseen.

Changes to legislation:

The Agricultural Holdings (Transitional Provision) (England) Regulations 2021 is up to date with all changes known to be in force on or before 23 November 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulations revoked by [S.I. 2021/619 reg. 7](#)