

# Agri-Environment Climate Scheme declarations and undertakings

The applicant, authorised representative or an authorised agent submitting this application must agree to these Declarations and Undertakings.

## Specific to all applicants:

### I/we declare that:

- I/we have checked the information given in this application
- I/we have read the programme guidance on the Agri-Environment-Climate Scheme relevant to the options being applied for
- I/we am/are over 16 years of age and have given complete and accurate information about all the land that I farm on an individual basis in the United Kingdom, and about any other business, company or partnership in which I/we have an interest
- I/we have not claimed under any other scheme (except where it is specifically authorised under the terms of that Scheme) for the work which is proposed in this application
- I/we agree to any disclosure and exchange of information about my/our participation in the Agri-Environment Climate Scheme with other organisations or consultants which Scottish Ministers consider necessary for the administration, monitoring and evaluation of the Scheme. Details may also be passed to successors in title to the land
- I/we agree that information about my/our participation in the Agri-Environment Climate Scheme, including that contained in the application, contract or Undertakings and any other relevant documentation, including the amounts of grant may be made available to the public
- I/we confirm that there are no legal or other restrictions affecting the land that would prevent the proposed work from being completed
- I/we confirm that we are content for any information that I/we provide to be used in line with the [privacy policy](#) .

### I undertake:

To comply with the following legislation, as amended from time to time. Any reference to EU legislation is to be read as referring to the version of the legislation as it exists in domestic law.

- Regulation (EU) No 1305/2013 of the European Parliament and of the Council on support for rural development
- Commission Delegated Regulation (EU) No 807/2014 (supplementing Regulation (EU) No 1305/2013)
- Commission Implementing Regulation (EU) No 808/2014 (laying down rules for the application of Regulation (EU) No 1305/2013)
- Regulation (EU) No 1306/2013 of the European Parliament and of the Council on the financing, management and monitoring of the common agricultural policy
- Commission Delegated Regulation (EU) No 640/2014 (supplementing Regulation (EU) No 1306/2013) with regard to the integrated administration and control system and conditions for the refusal of payments and administrative penalties applicable to direct payments, rural development support and Cross Compliance
- Commission Delegated Regulation (EU) No 907/2014 supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council
- Commission Implementing Regulation (EU) No 809/2014 laying down rules for the application of Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to the integrated administration and control system, rural development measures and cross compliance
- Regulation (EU) No 1307/2013 of the European Parliament and of the Council establishing rules for direct payments
- Commission Delegated Regulation (EU) No 639/2014 (supplementing Regulation (EU) No 1307/2013)
- Regulation (EU) No 1303/2013 of the European Parliament and of the Council laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional

Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006

- The Rural Development (Scotland) Regulations 2015

to provide any additional information relating to this application that Scottish Ministers or their agents may reasonably require

### **Data Disclosure: The UK General Data Protection Regulation and the Data Protection Act 2018**

We take our responsibilities for the way we store, secure and use your personal information seriously, and always seek to respect your privacy and to meet our legal obligations. These obligations include the UK General Data Protection Regulation, the Data Protection Act 2018, and other regulations and legislation relating to privacy and communications. To see details on how we use your information and who we share your information with, please see our privacy policy located at: <https://www.ruralpayments.org/publicsite/futures/privacy-policy/>.

Our Privacy Policy explains the purposes for which we use personal data and the legal basis for that use. It explains our responsibilities for collecting data and what happens if you fail to provide data we need or provide incorrect data. We set out the categories of data we collect and how we acquire it, especially in those cases where it may come from another party.

The Privacy Policy also sets out our approach to sharing data and gives information about the organisations with whom we share data and why we do so. Finally, we advise you of your various rights and how to exercise them.

If you are providing information to us on behalf of someone else (for example, as an agent representing a beneficiary), you are advised to draw this section of the Guidance and the Privacy Policy to the attention of any individual whose data is being processed. This is in order to help you fulfil your obligations under data protection legislation towards your clients or those whom you represent.

Scottish Ministers will use the information submitted on the application primarily to support the administration of the application.

Scottish Ministers or their agents may also use it in keeping with the provisions of the Data Protection Act in the following ways:

- for the administration of the Agri-Environment Climate Scheme
- for communication with other organisations including Scottish Forestry (SF), the Scottish Government Rural Payments & Inspections Division (SGRPID), other government departments (and their agencies)
- for producing operational information and statistics that do not identify individuals.
- to contact applicants or their agents in connection with occasional research aimed at improving the services that Scottish Ministers provide

### **Freedom of Information**

When requests for information are made to Scottish Government, Scottish Forestry or to Nature Scot, Scottish Ministers are required to release information, which may include personal data and commercial information, to comply with the Environmental Information (Scotland) Regulations 2004 and the Freedom of Information (Scotland) Act 2002.

However, Scottish Ministers will not cause or permit any unwarranted breach of confidentiality nor will they act in contravention of their obligations under the UK General Data Protection Regulation and the Data Protection Act 2018.

Any appeals are dealt with by the Scottish Information Commissioner's Office.

**Warning:** If you knowingly or recklessly make a false statement on the application to obtain payment of aid to yourself or anyone else, you risk prosecution. You also risk the loss of aid which you have previously been paid under the Agri-Environment-Climate Scheme and may be prevented from claiming, or applying for, future aid under the Agri-Environment-Climate Scheme.