

1.1 Cross Compliance – Scottish Payment reduction matrix for first-time time **negligent** breaches

| Intent | Extent | Severity | Permanence | Reduction |
|------------|-----------------|-------------|-------------|-----------|
| Negligence | On-farm effect | Very low | Rectifiable | WL* |
| | | | Permanent | 1% |
| | | Low | Rectifiable | |
| | | | Permanent | |
| | | Medium | Rectifiable | 5% |
| | | | Permanent | |
| | High | Rectifiable | 1% | |
| | | Permanent | | |
| | Off-farm effect | Very low | Rectifiable | 3% |
| | | | Permanent | |
| | | Low | Rectifiable | 5% |
| | | | Permanent | |
| | | Medium | Rectifiable | 1% |
| | | | Permanent | |
| High | | Rectifiable | 3% | |
| | | Permanent | | |

*WL = Warning letter. If the breach is not remedied a reduction of at least one per cent will be applied.

An explanation of how reductions for repeat negligent breaches are calculated is set out on page two.

Repeat negligent breaches

A repeat Cross Compliance breach is where the same requirement is breached within a consecutive period of three calendar years, provided the farmer has been informed of the previous breach and where possible been given the opportunity to remedy it.

The first time a repeat is discovered the penalty for that breach only is calculated as if it were a first time breach and then multiplied by three. The penalty for a second or subsequent repeat breach will be three times the penalty we imposed for the previous breach.

The penalty for a repeat is added to the penalty for any other repeat or first time negligent breaches found during the second or subsequent inspection and the overall reduction is capped at 15%.

When the 15% cap is reached the farmer is told that any further breaches will be regarded as if they had been a result of an intentional act.