

## 2015 Cross Compliance Breaches

| SMR/GAEC     | Selected Cross Compliance Inspections (No Failed) | Selected Cross Compliance Inspections | % Of Selected Inspections Failed | Standalone Inspections (No Failed) | WL         | 1%           | 3%           | 4%        | 5%         | >5% through to 15% | >15%       | Total failures found |
|--------------|---|---------------------------------------|----------------------------------|------------------------------------|------------|--------------|--------------|-----------|------------|--------------------|------------|----------------------|
| SMR 1        | 597   | 2,030                                 | 29.4%                            | 21                                 | 14         | 37           | 240          | -         | 303        | 20                 | 4          | <b>618</b>           |
| SMR 2        | 0   | 331                                   | 0%                               | 0                                  | -          | -            | -            | -         | -          | -                  | -          | <b>0</b>             |
| SMR 3        | 0   | 325                                   | 0%                               | 0                                  | -          | -            | -            | -         | -          | -                  | -          | <b>0</b>             |
| SMR 4 TB     | N/A   | N/A                                   | N/A                              | 1,061                              | -          | 295          | 424          | -         | 229        | 97                 | 16         | <b>1,061</b>         |
| SMR 4        | 42  | 696                                   | 6.0%                             | 2                                  | -          | 2            | 10           | -         | 31         | -                  | 1          | <b>44</b>            |
| SMR 6        | 12  | 153                                   | 7.8%                             | 0                                  | -          | 3            | 4            | -         | 5          | -                  | -          | <b>12</b>            |
| SMR 7        | 829   | 1,780                                 | 46.6%                            | 0                                  | 52         | 251          | 314          | 12        | 80         | 84                 | 36         | <b>829</b>           |
| SMR 8        | 569   | 2,251                                 | 25.3%                            | 0                                  | 37         | 159          | 113          | -         | 201        | 36                 | 23         | <b>569</b>           |
| SMR 9        | 1   | 509                                   | 0.2%                             | 0                                  | -          | -            | -            | -         | 1          | -                  | -          | <b>1</b>             |
| SMR 10       | 19  | 409                                   | 4.6%                             | 28                                 | -          | 1            | 35           | -         | 11         | -                  | -          | <b>47</b>            |
| SMR 11       | 5   | 292                                   | 1.7%                             | 7                                  | -          | -            | 4            | -         | 1          | 1                  | 6          | <b>12</b>            |
| SMR 12       | 4   | 242                                   | 1.7%                             | 17                                 | -          | -            | 7            | -         | -          | 2                  | 12         | <b>21</b>            |
| SMR 13       | 60  | 623                                   | 9.6%                             | 85                                 | -          | 23           | 36           | -         | 12         | 9                  | 65         | <b>145</b>           |
| GAEC 1       | 142   | 1,283                                 | 11.1%                            | 73                                 | 32         | 147          | 12           | -         | 23         | -                  | 1          | <b>215</b>           |
| GAEC 2       | 0   | 30                                    | 0%                               | 9                                  | 3          | 3            | 1            | -         | -          | 1                  | 1          | <b>9</b>             |
| GAEC 3       | 1   | 951                                   | 0.1%                             | 3                                  | -          | 1            | 2            | -         | 1          | -                  | -          | <b>4</b>             |
| GAEC 4       | 0   | 959                                   | 0%                               | 1                                  | -          | 1            | -            | -         | -          | -                  | -          | <b>1</b>             |
| GAEC 5       | 0   | 957                                   | 0%                               | 1                                  | -          | -            | 1            | -         | -          | -                  | -          | <b>1</b>             |
| GAEC 6       | 0   | 581                                   | 0%                               | 0                                  | -          | -            | -            | -         | -          | -                  | -          | <b>0</b>             |
| GAEC 7a      | 33  | 962                                   | 3.4%                             | 130                                | 30         | 76           | 33           | -         | 23         | -                  | 1          | <b>163</b>           |
| GAEC 7b      | 10  | 607                                   | 1.6%                             | 34                                 | -          | 1            | 32           | -         | 8          | 2                  | 1          | <b>44</b>            |
| GAEC 7c      | 3   | 933                                   | 0.3%                             | 1                                  | -          | -            | 3            | -         | 1          | -                  | -          | <b>4</b>             |
| GAEC 7d      | 0   | 61                                    | 0%                               | 0                                  | -          | -            | -            | -         | -          | -                  | -          | <b>0</b>             |
| GAEC 7e      | 1   | 39                                    | 2.6%                             | 0                                  | -          | 1            | -            | -         | -          | -                  | -          | <b>1</b>             |
| <b>Total</b> | <b>2,328</b>                                      | <b>17,004</b>                         | <b>13.69%</b>                    | <b>1,473</b>                       | <b>168</b> | <b>1,001</b> | <b>1,271</b> | <b>12</b> | <b>930</b> | <b>252</b>         | <b>167</b> | <b>3,801</b>         |

## **Statutory Management Requirements (SMRs)**

### **SMR 1:** Reduce water pollution in Nitrate Vulnerable Zones (NVZs)

#### Main Breaches:

- None of the required records are available on request.
- Records incomplete.
- Temporary field heaps have been sited in a high risk location.

### **SMR 2:** Wild birds.

### **SMR 3:** Habitats and species.

### **SMR 4:** Food and feed law.

#### Main breaches:

- Failure to ensure that all eligible animals conform to national herd/flock health surveillance and testing intervals for TB. Further aspects of these control measures are covered by specific standards for raw milk.
- No records kept or records incomplete and/or not produced at inspection
- Key pieces of information are missing, or information is not kept at all.

### **SMR 5:** Restrictions on the use of substances having hormonal or thyrostatic action and beta-agonists in farm animals.

### **SMR 6:** Pig identification and registration

#### Main breaches:

- Movement documents not maintained in accordance with the legal requirements. and/or: Records not maintained in accordance with the legal requirements.
- No record has been made of the maximum number of pigs normally kept or actual number of pigs is not recorded on the date maximum number is recorded.
- Failure to retain records for the required period or failure to make records available on request.

### **SMR 7:** Cattle identification and registration

#### Main breaches:

- Movement details not recorded or incorrectly recorded on farm register/database .
- Dead animal, Passport not returned.
- Failure to report movement.

## **SMR 8:** Sheep and goat identification

Main breaches:

- Failure to complete records of;
  - Movements
  - Replacement tags
  - Births
  - Deaths
  - Annual inventory
- Sheep and/or goats have never been tagged or are incorrectly tagged.

## **SMR 9:** Prevention and control of transmissible spongiform encephalopathies (TSEs).

## **SMR 10:** Plant Protection Products (PPPs).

Main breaches:

- The farmer has used PPPs in a manner that is not in accordance with the relevant legislation, good plant protection practice<sup>1</sup> as set out in the Code of Practice .
- The farmer has used an authorised and/or permitted product but has not complied with all relevant requirements for, or conditions of, use or extension of use, e.g.: Product not authorised or permitted for intended use, crop, land or situation; Product not authorised or permitted for intended method of application; Maximum dose exceeded; Maximum number of treatments/total dose exceeded; Application dates/harvest intervals not observed; Access restrictions for workers and/or livestock ignored; Notifications not given where appropriate (e.g. the requirement to notify beekeepers or the beekeepers liaison officer); LERAP decisions are recorded. Appropriate PPE is used where spraying is observed.

Note: Failure to keep PPP records is a breach of SMR 4.

## **SMR 11:** Welfare of calves.

Main breaches:

- Insufficient/inappropriate or no bedding for all calves.
- Calf does not have access to a lying area which is clean, comfortable and/or well-drained and which does not adversely affect it.
- Unobstructed floor space too small for the weight of the calves.

## **SMR 12: Welfare of pigs.**

### Main breaches:

- Pig(s) unable to stand up and/or lie down and/or rest without difficulty. and / or: Pig(s) do not have a clean, and/or physically comfortable and/or adequately drained lying area to rest, or that bedding is not suitable/maintained to avoid harm/discomfort. and / or: Pig(s) are unable to see other pigs (unless the pig is isolated for farrowing or for veterinary reasons). and / or: Pig(s) cannot maintain a comfortable temperature; includes the use of accommodation defined as the sweat box system. and / or: Insufficient space for all pigs to lie down at the same time.
- Pigs over 2 weeks old have not been given permanent access to an adequate supply of fresh water.
- No or insufficient manipulable material available to enable proper investigation and manipulation activities, and / or, material provided which compromises pig health.

## **SMR 13: Animal welfare**

### Main breaches:

- Failure to keep medicine records.
- Animal has not been cared for appropriately. or: There has been an unacceptable delay in the care of the sick animal (this may relate to the inspector's subjective assessment of how frequently such animals should be inspected). or: Stockperson has failed to seek veterinary advice if inspector believes that any competent stockperson would have done so.
- Number of staff available insufficient to prevent welfare problems occurring. or: Evidence that stockperson demonstrates lack of professional competence and/or ability in livestock care, which is not covered by any other specific criteria listed in the schedule.

## **Good Agricultural and Environmental Conditions (GAECs)**

### **GAEC 1: Establishment of buffer strips along watercourses.**

#### Main breaches:

- The farmer has failed to produce and/or keep a map of their holding showing: all surface waters and land within 10 metres of them; all springs, wells and boreholes and land within 50 metres of them or the boundary of the holding.
- The farmer has applied pesticide, fertilizer or cultivated within the 1- or 2-metre protection zone. The farmer will not break these rules if they have cultivated land for one of the following reasons: to establish a green cover where one does not exist and the land is part of a field which is being newly created (whether by merger or division); to establish a green cover where one does not exist and the land was previously outside the scope of cross compliance.

- The farmer has not taken all reasonable steps to maintain the green cover on the 1- or 2-metre protection zone throughout the year. For example, storing material such as bales, dredgings or excess trafficking on the protection zones. The rules of this standard (GAEC 1) do not apply in the following circumstances: to land forming part of a parcel of 2 hectares or less.

**GAEC 2:** Water abstraction.

Main breach

- The farmer has failed to comply with the conditions of any abstraction licence.

**GAEC 3:** Groundwater.

Main breach:

- The farmer has failed to obtain a permit from the Environment Agency before carrying out, causing or knowingly permitting the discharge of any non-hazardous pollutant(s).

**GAEC 4:** Minimum soil cover.

Main breach:

- The farmer/landowner has not taken all reasonable steps to protect soil with a minimum soil cover.

**GAEC 5:** Minimum land management reflecting site specific conditions to limit erosion.

**GAEC 6:** Maintenance of soil organic matter level through appropriate practices, including a ban on burning arable stubble, except for plant health reasons.

**GAEC 7a:** Boundaries.

Main breaches:

- The farmer has applied pesticide, fertiliser or cultivated within the 2 metre protection zone.
- The farmer has not taken all reasonable steps to maintain the green cover on the 2-metre protection zone throughout the year. For example, storing material such as bales, dredgings or excess trafficking on the protection zones.
- The farmer has illegally cut or trimmed any hedgerow between 1 March and 31 August.

## **GAEC 7b: Public Rights of Way**

Main breach:

- A visible public right of way has been wilfully obstructed.
- The surface of a visible, cross-field footpath or bridleway has been disturbed and has not been re-instated to meet the minimum width requirement and/or within the specified time(s).
- The route of a reinstated cross-field footpath or bridleway has not been indicated.

## **GAEC 7c: Trees.**

Main breach:

- The farmer has cut, topped, lopped, trimmed etc. any tree during the no cutting dates of 01st March to 31st August.

## **GAEC 7d: Sites of Special Scientific Interest (SSSIs).**

## **GAEC 7e: Ancient Monuments.**

Main breach:

- Flooding or tipping operations have been carried out on land in, on or under which there is a scheduled monument.