

These notes relate to the Agricultural Holdings (Scotland) Act 2003 (asp 11) which received Royal Assent on 17 April 2003

AGRICULTURAL HOLDINGS (SCOTLAND) ACT 2003

EXPLANATORY NOTES

INTRODUCTION

Part 4: Compensation under Agricultural Tenancies

Section 56: No right to penal rent, etc.

183. This section makes similar provision in respect of SLDTs and LDTs as does section 48 of the 1991 Act in respect of 1991 Act tenancies. It prevents the landlord from imposing a financial penalty, in excess of the damage actually suffered by the landlord, on the tenant for a breach or non-fulfilment of a term or condition of the lease, and overrides any purported condition in the lease to the contrary.