



Antisocial Behaviour etc. (Scotland) Act 2004

2004 asp 8

PART 4

CLOSURE OF PREMISES

Closure orders

35 Reimbursement of expenditure

- (1) The sheriff may, on the application of [^{F1}the Scottish Police Authority] or a local authority, make such order as the sheriff considers appropriate for the reimbursement by a relevant person of relevant expenditure.
- (2) An application under this section may not be made after the expiry of the period of 3 months beginning with the day on which the closure order ceases to have effect.
- (3) An application under this section shall be served—
 - (a) where the application is made—
 - (i) by a local authority, on the [^{F2}Scottish Police Authority];
 - (ii) by [^{F3}the Scottish Police Authority], on the local authority for the area in which the premises are situated; and
 - (b) on the relevant person.
- (4) In this section—

“relevant person” means the owner of the premises in respect of which the order has (or had) effect; and

“relevant expenditure” means expenditure incurred by the applicant for the purpose of clearing, securing or maintaining the premises in respect of which the closure order has (or had) effect.

Status: Point in time view as at 01/04/2015.

Changes to legislation: *Antisocial Behaviour etc. (Scotland) Act 2004, Section 35 is up to date with all changes known to be in force on or before 15 June 2024. 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)*

Textual Amendments

- F1** Words in s. 35(1) substituted (1.4.2013) by [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), [sch. 7 para. 24\(7\)\(a\)](#); S.S.I. 2013/51, art. 2 (with transitional provisions and savings in S.S.I. 2013/121)
- F2** Words in s. 35(3)(a)(i) substituted (1.4.2013) by [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), [sch. 7 para. 24\(7\)\(b\)\(i\)](#); S.S.I. 2013/51, art. 2 (with transitional provisions and savings in S.S.I. 2013/121)
- F3** Words in s. 35(3)(a)(ii) substituted (1.4.2013) by [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), [sch. 7 para. 24\(7\)\(b\)\(ii\)](#); S.S.I. 2013/51, art. 2 (with transitional provisions and savings in S.S.I. 2013/121)

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Antisocial Behaviour etc. (Scotland) Act 2004, Section 35 is up to date with all changes known to be in force on or before 15 June 2024. 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.