



Forestry and Land Management (Scotland) Act 2018

2018 asp 8

PART 4

FELLING

CHAPTER 8

COMPLIANCE

Temporary stop notices

47 Temporary stop notices: compensation

- (1) A person who—
- (a) on the date on which a temporary stop notice is first displayed under section 45(6), has a right or interest in or over the land to which the notice relates, and
 - (b) suffers loss directly attributable to the prohibition of felling (or other activity related to the felling) effected by the temporary stop notice,
- is entitled to compensation in accordance with provision made in regulations made by the Scottish Ministers.
- (2) But subsection (1) applies only if—
- (a) the felling (or other activity related to the felling) prohibited by the temporary stop notice—
 - (i) is exempt under section 24, or
 - (ii) is carried out in accordance with a felling permission, a felling direction, a restocking direction, a registered notice to comply, a remedial notice or a registered remedial notice, and
 - (b) the temporary stop notice has been revoked.
- (3) Regulations under subsection (1) may, in particular, include provision about—

Changes to legislation: There are currently no known outstanding effects for the Forestry and Land Management (Scotland) Act 2018, Section 47. (See end of Document for details)

- (a) the procedure for applying for compensation,
- (b) the information to be provided in applications,
- (c) the way in which the amount of compensation is to be determined,
- (d) the way in which any disputes about compensation are to be determined,
- (e) appeals about decisions relating to compensation.

Commencement Information

II S. 47 in force at 1.4.2019 by S.S.I. 2019/47, **reg. 2** (with regs. 3-22)

Changes to legislation:

There are currently no known outstanding effects for the Forestry and Land Management (Scotland) Act 2018, Section 47.