



Countryside (Scotland) Act 1967

1967 CHAPTER 86

PART V

GENERAL, FINANCIAL AND SUPPLEMENTARY

75 Powers of entry.

- (1) For the purpose of surveying land in connection with—
 - ^{F1}(a)
 - (b) the acquisition under this Act of the land or of any interest therein whether by agreement or compulsorily,
 - (c) the making of an access order with respect thereto, or
 - (d) the making of a public path creation order, public path extinguishment order or public path diversion order,

any person duly authorised in writing by the Secretary of State, ^{F2} . . . or other authority having power so to exercise functions, or to acquire land or to make the order, as the case may be, may, at any reasonable time, enter upon the land.

- (2) For the purpose of surveying land, or of estimating its value, in connection with any claim for compensation payable by virtue of this Act by the Secretary of State, ^{F2} . . . or other authority in respect of that or any other land, any person being an officer of the Valuation Office or a person duly authorised in writing by the authority from whom the compensation is claimed may, at any reasonable time, enter upon the land.
- (3) A person authorised under this section to enter upon any land, shall, if so required by the occupier or anyone acting on his behalf, produce evidence of his authority, and shall not demand admission as of right to any land which is occupied unless at least fourteen days' notice in writing of the intended entry has been given to the occupier.

^{F3}(4)

- (5) A person entering upon any land by virtue of this section may take with him such other persons as may be necessary, and on leaving any premises which he has so entered, being either unoccupied premises, or premises of which the occupier is temporarily

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*Changes to legislation: There are currently no known outstanding effects for the
Countryside (Scotland) Act 1967, Section 75. (See end of Document for details)*

absent, shall leave them as effectively secured against unauthorised entry as he found them.

- (6) A person who wilfully obstructs any person acting in the exercise of his powers under this section shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding [^{F4}level 3 on the standard scale].

Textual Amendments

- F1** S. 75(1)(a) repealed (01.04.1992) by Natural Heritage (Scotland) Act 1991 (c. 28, SIF 46:1), s. 27(2), **Sch.11**; S.I. 1991/2633, **art.4**.
- F2** Words in s. 75(1)(2) repealed (01.04.1992) by Natural Heritage (Scotland) Act 1991 (c. 28, SIF 46:1), s. 27(2), **Sch.11**; S.I. 1991/2633, **art.4**.
- F3** S. 75(4) repealed (01.04.1992) by Natural Heritage (Scotland) Act 1991 (c. 28, SIF 46:1), s. 27(2), **Sch.11**; S.I. 1991/2633, **art.4**.
- F4** Words substituted by virtue of Countryside (Scotland) Act 1981 (c. 44, SIF 46:1), 6(f) and Criminal Procedure (Scotland) Act 1975 (c. 21, SIF 39:1), s. **289G** (as inserted by Criminal Justice Act 1982 (c. 48, SIF 39:1), s. **54**)

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Changes to legislation:

There are currently no known outstanding effects for the Countryside (Scotland) Act 1967, Section 75.