

---

DRAFT SCOTTISH STATUTORY INSTRUMENTS

---

**2019 No.**

**The Forestry and Land Management (Scotland) Act  
2018 (Consequential Amendments) Regulations 2019**

**Countryside Act 1968**

4.—(1) The Countryside Act 1968(1) is amended as follows.

(2) In section 15 (areas of special scientific interest) for subsection (6) substitute—

“(6) This section shall apply to Scotland subject to the following modifications—

(a) for subsections (4) and (5) substitute—

“(4) An agreement entered into under this section affecting land in Scotland may be recorded in the General Register of Sasines or (as the case may be) registered in the Land Register of Scotland and, on being so recorded or registered, shall be enforceable at the instance of Scottish Natural Heritage against any person having an interest in the land and against any person deriving title from that person:

Provided that such an agreement shall not be enforceable against any third party who has in good faith and for value acquired right (whether title has been completed or not) to an interest in the land prior to the agreement being recorded or registered as aforesaid, or against any person deriving title from any such third party.

(5) In the case of land in Scotland, a liferenter in possession of the land shall have the power to enter into agreements under this section relating to, or to any part of, the land.”, and

(b) after subsection (5), insert—

“(5A) The Trusts (Scotland) Act 1921 shall have effect as if among the powers conferred on trustees by section 4 thereof (which relates to the general powers of trustees) there were included a power to enter into agreements under this section relating to the trust estate or any part thereof.””