
STATUTORY INSTRUMENTS

1997 No. 1160

The Hedgerows Regulations 1997

Rights of entry: supplementary provisions

14.—(1) Any power conferred by virtue of regulation 12 or 13 to enter land (“a right of entry”) shall be construed as including power to take samples from any hedgerow on the land and samples of the soil.

(2) A person authorised to enter land in the exercise of a right of entry—

- (a) shall, if so required, produce evidence of his authority and state the purpose of his entry before so entering;
- (b) may take with him such other persons as may be necessary; and
- (c) on leaving the land shall, if the occupier is not then present, leave it as effectively secured against trespassers as he found it.

(3) Any person who wilfully obstructs a person acting in the exercise of a right of entry shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale.

(4) If any damage is caused to land or chattels in the exercise of a right of entry, compensation may be recovered by any person suffering the damage from the authority who gave the written authority for the entry or, as the case may be, the Secretary of State.

(5) Any question of disputed compensation under this regulation shall be referred to and determined by the Lands Tribunal.

(6) In relation to the determination of any such question, the provisions of sections 2 and 4 of the Land Compensation Act 1961⁽¹⁾ shall apply subject to any necessary modifications.