

# Land Reform (Scotland) Act 2003 2003 asp 2

# LAND REFORM (SCOTLAND) ACT 2003

#### PART 1

#### ACCESS RIGHTS

## **CHAPTER 1**

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- 1 Access rights
- 2 Access rights to be exercised responsibly
- 3 Reciprocal obligations of owners
- 4 Modification of sections 9, 14 and 23
- 5 Access rights, reciprocal obligations and other rules and rights

# CHAPTER 2

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- 6 Land over which access rights not exercisable
- 7 Provisions supplementing and qualifying section 6
- 8 Adjustment of land excluded from access rights
- 9 Conduct excluded from access rights

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#### THE SCOTTISH OUTDOOR ACCESS CODE

10 The Scottish Outdoor Access Code

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- 11 Power to exempt particular land from access rights
- 12 Byelaws in relation to land over which access rights are exercisable

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- 17 Core paths plan
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- 19 Power to maintain core paths etc.
- 20 Review and amendment of core paths plan
- 21 Delineation by agreement of paths in land in respect of which access rights exercisable
- 22 Compulsory powers to delineate paths in land in respect of which access rights exercisable
- 23 Ploughing etc.
- 24 Rangers
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- 26 Power of entry
- 27 Guidance

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- 30 Existing byelaws providing for public access to land
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- 32 Interpretation of Part 1

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#### CHAPTER 1

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Status: Point in time view as at 15/04/2016.

Changes to legislation: There are currently no known outstanding effects for the Land Reform (Scotland) Act 2003. (See end of Document for details)

#### CHAPTER 2

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- 38 Criteria for registration
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  - 55 Right to buy same land exercisable by only one community body
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#### PART 3

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- 68 Land which may be bought: eligible croft land
- 69 Land which may be bought: salmon fishings and mineral rights
- 69A Land which may be bought: interest of tenant over land
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## **CHAPTER 2**

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- 73 Application by crofting community body for consent to buy croft land etc.
- 74 Criteria for consent by Ministers
- 75 Ballot to indicate approval for purposes of section 74(1)(m)
- Right to buy same croft land exercisable by only one crofting community body
- 77 Reference to Land Court of purchase of eligible additional land without owner's consent
- 78 Modification of section 77(3)(a) to (e)
- 79 Additional land included at request of owner
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- 82 Notification of Ministers' decision on application
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- 84 Effect on other rights of Ministers' decision on right to buy

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- 85 Confirmation of intention to proceed with purchase and withdrawal
- 86 Completion of purchase
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SCHEDULE 1 — Path orders

#### Procedure

- 1 Procedure
- 2 That notice shall specify—(a) a time, being not later...
- 3 If no such objections are made or any made are...
- 4 If, however, an objection is made and not withdrawn, the...
- 5 Ministers— (a) may; and (b) if any objection made is...
- 6 Ministers shall, after considering the report of that person, either...
- 7 On its confirmation, the path order shall have effect.

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8 As soon as a path order has effect, the local...

#### Statutory undertakings

- 9 Statutory undertakings
- 10 Such consent shall not be unreasonably withheld and any question...
- 11 The operator of any electronic communications code network for the...
- 12 Paragraph 1(2) of the electronic communications code(alteration of apparatus to...
- Paragraph 21 of that code (restriction on removal of apparatus)...

# SCHEDULE 2 — Amendment and repeal of enactments

Trespass (Scotland) Act 1865 (c. 56)

1 Section 3 (which creates the offence of occupying or camping...

Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947 (c. 42)

2 In section 1(1) of the Acquisition of Land (Authorisation Procedure)...

# Countryside (Scotland) Act 1967 (c. 86)

- 3 Countryside (Scotland) Act 1967 (c. 86)
- 4 Subject to paragraphs 6 and 7 below, the following provisions—...
- 5 In section 47 (interpretation of Part III which deals with...
- 6 The coming into force of the repeal of Part II...
- 7 Notwithstanding the repeal of section 30 to 38, those sections...

Civic Government (Scotland) 1982 (c. 45)

8 The Civic Government (Scotland) Act 1982 is amended as follows—...

Public Order Act 1986 (c. 64)

9 In section 14A (prohibiting trespassory assemblies) of the Public Order...

# Criminal Justice and Public Order Act 1994 (c. 33)

- 10 Criminal Justice and Public Order Act 1994 (c. 33)
- 11 After section 61(4) (circumstances in which persons who, although not
- 12 In section 64 (which, amongst other things, confers powers on...
- 13 In section 68 (offence of aggravated trespass) after subsection (1)...

The Conservation (Natural Habitats, Etc.) Regulations 1994 (S.I. 1994/2716)

- 14 The Conservation (Natural Habitats, Etc.) Regulations 1994 (S.I. 1994/2716)
- 15 In regulation 3(2) there is inserted at the end—"...
- 16 After regulation 69 there is inserted—Core and other paths...

Town and Country Planning (Scotland) Act 1997 (c. 8)

17 After subsection (3) of section 208 of the Town and...

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# **Changes to legislation:**

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