



Forestry and Land Management (Scotland) Act 2018

2018 asp 8

PART 4

FELLING

CHAPTER 6

CONTINUING CONDITIONS ON FELLING PERMISSION, FELLING DIRECTIONS AND RESTOCKING DIRECTIONS: NOTICES TO COMPLY

38 Registration of notices to comply

- (1) This section applies—
- (a) if—
 - (i) a continuing condition has been imposed on felling permission in respect of land, and
 - (ii) the felling to which the felling permission relates has been carried out,
 - (b) if a felling direction (including any condition imposed on it) has been given in respect of land,
 - (c) if a restocking direction (including any condition imposed on it) has been given in respect of land.
- (2) The Scottish Ministers may apply to register a notice (a “notice to comply”) in relation to that land specifying—
- (a) in the case of a continuing condition on felling permission, the effect of the condition and, if relevant, the date by which it must be complied with,
 - (b) in the case of a felling direction or a restocking direction, the effect of the direction and, if relevant, the date by which it must be complied with,
 - (c) a description of the land to which the condition or direction relates.

Changes to legislation: There are currently no known outstanding effects for the Forestry
and Land Management (Scotland) Act 2018, CHAPTER 6. (See end of Document for details)

Commencement Information

I1 [S. 38](#) in force at 1.4.2019 by [S.S.I. 2019/47](#), [reg. 2](#) (with [regs. 3-22](#))

39 Registered notices to comply: offence

- (1) An owner of the land to which a registered notice to comply relates commits an offence if that person fails, without reasonable excuse, to comply with the registered notice to comply.
- (2) A person who commits an offence under subsection (1) is liable on summary conviction to a fine not exceeding level 5 on the standard scale.

Commencement Information

I2 [S. 39](#) 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, CHAPTER 6.