



Forestry and Land Management (Scotland) Act 2018

2018 asp 8

PART 4

FELLING

CHAPTER 9

APPEALS

68 Appeals against decisions by Scottish Ministers

- (1) A person may appeal against—
- (a) a decision—
 - (i) to refuse an application for felling permission,
 - (ii) to grant an application for felling permission with conditions,
 - (b) a decision to vary, suspend or revoke a felling permission,
 - (c) a decision to give a felling direction (including any condition imposed on it),
 - (d) a decision to give a restocking direction (including any condition imposed on it),
 - (e) a decision to refuse to vary or revoke a condition imposed on felling permission,
 - (f) a decision to refuse to vary or revoke a felling direction,
 - (g) a decision to refuse to vary or revoke a restocking direction,
 - (h) a decision to refuse to agree to the variation or discharge of a registered notice to comply,
 - (i) a decision to give a remedial notice (including any condition imposed on it),
 - (j) a decision to refuse to vary or revoke a remedial notice,
 - (k) a decision to refuse to agree to the variation or discharge of a registered remedial notice.

Changes to legislation: There are currently no known outstanding effects for the Forestry and Land Management (Scotland) Act 2018, Section 68. (See end of Document for details)

- (2) The Scottish Ministers may by regulations make further provision about appeals under subsection (1).
- (3) Regulations under subsection (2) may, in particular, include provision about—
- (a) who may appeal,
 - (b) grounds of appeal,
 - (c) the way in which appeals are to be made,
 - (d) the information to be provided when making appeals,
 - (e) the procedure for determining appeals,
 - (f) who may determine appeals,
 - (g) how the determination of appeals is to be notified.
- (4) Regulations under subsection (2) may modify any enactment (including this Act).

Commencement Information

II S. 68 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, Section 68.