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

I1 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.