



Agricultural Holdings (Scotland) Act 2003

2003 asp 11

PART 3

USE OF AGRICULTURAL LAND: DIVERSIFICATION

41 Imposition of conditions by Land Court

- (1) Where the Land Court determines that an objection by the landlord to a notice of diversification is unreasonable—
 - (a) the objection is of no effect; and
 - (b) the land may be used—
 - (i) as mentioned in paragraph (a) of subsection (4) of section 40; and
 - (ii) from such date as the Court may fix,subject to any conditions imposed under subsection (2).
- (2) Where, by virtue of subsection (1), the land may be used as mentioned in section 40(4)
 - (a), the Land Court may impose on the tenant such reasonable conditions in relation to the use of the land as so mentioned as it considers appropriate.
- (3) Where the Land Court determines that a condition imposed by the landlord under section 40(10) is unreasonable, the Court may—
 - (a) remove the condition; and
 - (b) in its place, impose on the tenant such reasonable conditions as it considers appropriate.