
Changes to legislation: There are currently no known outstanding effects for the Offshore Petroleum Development (Scotland) Act 1975, Paragraph 3. (See end of Document for details)

SCHEDULES

SCHEDULE 2

EFFECT OF EXPEDITED ACQUISITION ORDERS

Duty to acquire the land if possession is taken

- 3 (1) As soon as may be after taking possession of any land under paragraph 2 above the Secretary of State shall either—
- (a) serve notices to treat in respect of that land in accordance with section 17 of the said Act of 1845, or
 - (b) execute a general vesting declaration in respect of that land under [F1Schedule 15 to the Town and Country Planning (Scotland) Act 1997].
- (2) Sub-paragraph (1)(a) above requires the service of a notice to treat on a person having an interest in the land no greater than as tenant for a year or from year to year as well as on persons having greater interests; and the power conferred by section 39 of the M1Land Compensation (Scotland) Act 1963 to withdraw a notice to treat shall not be exercisable in respect of any notice to treat served by the Secretary of State in respect of land specified in the order.
- (3) The power to execute a general vesting declaration in respect of the land specified in the order shall not be exercisable by the Secretary of State until he has taken possession of the land; but the foregoing provision shall not apply where the land was included in the order by virtue of section 15(2) of this Act.

Textual Amendments

F1 Words in Sch. 2 para. 3(1)(b) substituted (27.5.1997) by 1997 c. 11, ss. 4, 6(2), Sch. 2 para. 24(6)(b)

Marginal Citations

M1 1963 c. 51.

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