



Agricultural Holdings (Scotland) Act 1991

1991 CHAPTER 55

PART V

OTHER PROVISIONS REGARDING COMPENSATION

Miscellaneous

51 Compensation not to be payable for things done in compliance with this Act

- (1) Notwithstanding anything in the foregoing provisions of this Act or any custom or agreement—
 - (a) no compensation shall be payable to the tenant of an agricultural holding in respect of anything done in pursuance of a direction under section 9(2) of this Act;
 - (b) in assessing compensation to an outgoing tenant of an agricultural holding where land has been ploughed up in pursuance of a direction under section 9(2) of this Act, the value per hectare of any tenant's pasture comprised in the holding shall be taken not to exceed the average value per hectare of the whole of the tenant's pasture comprised in the holding on the termination of the tenancy.
- (2) In subsection (1)(b) above "tenant's pasture" means pasture laid down at the expense of the tenant or paid for by the tenant on entering the holding.
- (3) The tenant of an agricultural holding shall not be entitled to compensation for an improvement specified in Part III of any of Schedules 3 to 5 to this Act, being an improvement carried out for the purposes of—
 - (a) the proviso to section 35(1) of the Agricultural Holdings (Scotland) Act 1923;
 - (b) the proviso to section 12(1) of the 1949 Act; or
 - (c) section 9 of this Act.