



# Planning (Hazardous Substances) (Scotland) Act 1997

## 1997 CHAPTER 10

### *General*

#### **34 Power to issue warrants**

- (1) If in relation to rights of entry exercised under section 33, the sheriff is satisfied—
  - (a) that there are reasonable grounds for entering any land for any of the purposes mentioned in that section, and
  - (b) that—
    - (i) admission to the land has been refused, or a refusal is reasonably apprehended, or
    - (ii) the case is one of urgency,he may issue a warrant authorising any person duly authorised in writing to enter the land.
- (2) For the purposes of subsection (1)(b)(i) admission to land shall be regarded as having been refused if no reply is received to a request for admission within a reasonable period.
- (3) A warrant authorises entry on one occasion only and that entry must be—
  - (a) within one month from the date of the issue of the warrant, and
  - (b) at a reasonable hour, unless the case is one of urgency.