

## STATUTORY INSTRUMENTS

1978 No. 402 (C. 9) (S. 42)

## LANDLORD AND TENANT

**The Agriculture (Miscellaneous Provisions) Act 1976  
(Commencement No. 2) Order 1978***Made - - - - 8th March 1978*

In exercise of the powers conferred on me by section 27(3) of the Agriculture (Miscellaneous Provisions) Act 1976(a) I hereby make the following order:—

1. This order may be cited as the Agriculture (Miscellaneous Provisions) Act 1976 (Commencement No. 2) Order 1978.
2. Sections 13 and 14 of the Agriculture (Miscellaneous Provisions) Act 1976 shall come into force on 7th April 1978.

*Bruce Millan,*  
One of Her Majesty's Principal  
Secretaries of State.

New St. Andrew's House  
Edinburgh  
8th March 1978

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order, which applies to Scotland only, brings Sections 13 and 14 of the Agriculture (Miscellaneous Provisions) Act 1976 into force on 7th April 1978. Both Sections amend the Agricultural Holdings (Scotland) Act 1949. Section 13 widens the powers of arbiters, enabling them to modify a demand in writing served on a tenant of an agricultural holding by his landlord requiring the doing of works of provision, repair, maintenance or replacement. Section 14 provides that where a tenant of an agricultural holding is given notice to quit by his landlord—on the grounds of his failure to comply with the demand in writing requiring the doing of works of provision, repair, maintenance or replacement—he may serve a counter-notice; and where he does so the notice to quit is not to have effect without the consent of the Scottish Land Court.

(a) 1976 c. 55.

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