

HIGH HEDGES (SCOTLAND) ACT 2013

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Expenses of enforcement

Section 25 – Recovery of expenses from owner of land

56. Subsection (1) enables the local authority to recover expenses incurred in taking the action required under a high hedge notice from the owner of the neighbouring land. The expenses can also be recovered from subsequent owners. Associated reasonable administrative expenses may also be recovered. Interest is also recoverable.
57. Subsection (3) provides that each owner of the neighbouring land is jointly and severally liable for the expenses and interest. Each owner is equally liable for the full amount with a right of relief against the other owners.