

SCHEDULE 2  
FUNCTIONS OF HISTORIC ENVIRONMENT SCOTLAND  
IN RELATION TO SCHEDULED MONUMENTS

**PART 7**

OTHER MATTERS IN RELATION TO SCHEDULED MONUMENTS

*Agreements concerning ancient monuments etc.*

- 41 In section 17 (agreements concerning ancient monuments etc.)—
- (a) after subsection (2) insert—
    - “(2A) Historic Environment Scotland may enter into an agreement under this section with the occupier of an ancient monument situated in Scotland or of any land so situated which adjoins or is in the vicinity of an ancient monument so situated.”,
  - (b) in subsection (4)—
    - (i) in paragraph (f) after “authority” insert “or Historic Environment Scotland”,
    - (ii) in the fullout after “authority” insert “or Historic Environment Scotland”,
  - (c) after subsection (9) insert—
    - “(9A) References to an ancient monument in subsection (2A), and in subsection (3) so far as it applies for the purposes of subsection (2A), are to be construed as if the reference in section 61(12)(b) of this Act to the Secretary of State were to Historic Environment Scotland.”.