



Forestry and Land Management (Scotland) Act 2018

2018 asp 8

PART 4

FELLING

CHAPTER 3

FELLING PERMISSION

30 Suspension of felling permission

- (1) The Scottish Ministers may suspend a felling permission if subsection (2) or (3) applies.
- (2) This subsection applies if the Scottish Ministers have reason to believe—
 - (a) that a felling permission has not been complied with, is not being complied with or is likely not to be complied with,
 - (b) that that has resulted in, is resulting in, or is likely to result in, harm to the environment or to any living thing, and
 - (c) that, for the purpose of allowing the Scottish Ministers to investigate the circumstances mentioned in paragraphs (a) and (b)—
 - (i) in a case where felling has not begun, felling should not begin,
 - (ii) in a case where felling has begun, felling should stop immediately.
- (3) This subsection applies if the Scottish Ministers have reason to believe that, to prevent or minimise harm to the environment or to any living thing—
 - (a) in a case where felling has not begun, felling should not begin,
 - (b) in a case where felling has begun, felling should stop immediately.
- (4) The Scottish Ministers must give a notice suspending a felling permission to the person to whom the felling permission was granted.
- (5) The notice must—

Changes to legislation: There are currently no known outstanding effects for the Forestry and Land Management (Scotland) Act 2018, Section 30. (See end of Document for details)

- (a) set out the Scottish Ministers' reasons for making the suspension,
- (b) specify the effect of the suspension on the felling permission,
- (c) specify the date on which the suspension takes effect (which must not be earlier than the date on which the notice is given under subsection (4)), and
- (d) specify the period for which the suspension is to have effect.

Commencement Information

II S. 30 in force at 1.4.2019 by S.S.I. 2019/47, reg. 2 (with regs. 3-22)

Changes to legislation:

There are currently no known outstanding effects for the Forestry and Land Management (Scotland) Act 2018, Section 30.