



# Forestry and Land Management (Scotland) Act 2018

2018 asp 8

## PART 4

### FELLING

## CHAPTER 8

### COMPLIANCE

#### *Temporary stop notices*

#### **47 Temporary stop notices: compensation**

- (1) A person who—
- (a) on the date on which a temporary stop notice is first displayed under section 45(6), has a right or interest in or over the land to which the notice relates, and
  - (b) suffers loss directly attributable to the prohibition of felling (or other activity related to the felling) effected by the temporary stop notice,
- is entitled to compensation in accordance with provision made in regulations made by the Scottish Ministers.
- (2) But subsection (1) applies only if—
- (a) the felling (or other activity related to the felling) prohibited by the temporary stop notice—
    - (i) is exempt under section 24, or
    - (ii) is carried out in accordance with a felling permission, a felling direction, a restocking direction, a registered notice to comply, a remedial notice or a registered remedial notice, and
  - (b) the temporary stop notice has been revoked.
- (3) Regulations under subsection (1) may, in particular, include provision about—

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*Status: This is the original version (as it was originally enacted).*

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- (a) the procedure for applying for compensation,
- (b) the information to be provided in applications,
- (c) the way in which the amount of compensation is to be determined,
- (d) the way in which any disputes about compensation are to be determined,
- (e) appeals about decisions relating to compensation.