



Forestry and Land Management (Scotland) Act 2018

2018 asp 8

PART 4

FELLING

CHAPTER 8

COMPLIANCE

Powers of entry

53 Power of entry: failure to comply

- (1) Subsection (2) applies if the Scottish Ministers have reason to believe that a person has failed or is failing to comply with—
- (a) a condition on felling permission,
 - (b) a felling direction (including any condition imposed on it),
 - (c) a restocking direction (including any condition imposed on it),
 - (d) a registered notice to comply,
 - (e) a remedial notice (including any condition imposed on it), or
 - (f) a registered remedial notice.
- (2) The Scottish Ministers may enter land mentioned in subsection (3) for the purpose of determining whether a person has failed or is failing to comply with the condition, the direction or (as the case may be) the notice.
- (3) The land is—
- (a) in the case of a condition on felling permission—
 - (i) the land on which the tree to which the condition relates is located,
 - (ii) where it is a continuing condition, the land to which the continuing condition relates,

Changes to legislation: There are currently no known outstanding effects for the Forestry and Land Management (Scotland) Act 2018, Section 53. (See end of Document for details)

- (b) in the case of a felling direction or a restocking direction, the land to which the direction relates,
- (c) in the case of a registered notice to comply, a remedial notice or a registered remedial notice, the land to which the notice relates.

Commencement Information

II S. 53 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 53.