



# Forestry and Land Management (Scotland) Act 2018

2018 asp 8

## PART 4

### FELLING

## CHAPTER 8

### COMPLIANCE

#### *Step-in power: recovery of expenses*

#### **63 Step-in power: recovery of expenses**

- (1) The Scottish Ministers may recover the expenses mentioned in subsection (2) from the person who failed to comply with the remedial notice (including any condition imposed on it) or (as the case may be) the registered remedial notice.
- (2) The expenses are—
  - (a) any expenses reasonably incurred by the Scottish Ministers in taking steps under section 59,
  - (b) any administrative expenses reasonably incurred by them in connection with recovering the expenses mentioned in paragraph (a), and
  - (c) interest, at such reasonable rate as the Scottish Ministers may determine, in respect of the period beginning on a date specified by the Scottish Ministers until the whole amount is paid.
- (3) The date specified under subsection (2)(c) must be after the date on which a demand for payment is served by the Scottish Ministers.
- (4) Each owner of the land is jointly and severally liable for the expenses and interest mentioned in this section.
- (5) Any sums recoverable under subsection (1) may be recovered as a debt.