
SCOTTISH STATUTORY INSTRUMENTS

1999 No. 203

**The Highland Council (Muck)
Harbour Empowerment Order 1999**

PART III

LAND

Application of the Act of 1997

27.—(1) Section 195 of, and Schedule 15 to, the Act of 1997 shall apply as if this Order were a compulsory purchase order.

- (a) (2) (a) In its application by virtue of paragraph (1) above, Schedule 15 to the Act of 1997 shall have effect with the following modifications.
- (b) For paragraph 2 there shall be substituted—

“**2.**—(1) Before making a general vesting declaration with respect to any land which is subject to a compulsory purchase order, the acquiring authority shall include the particulars specified in sub paragraph (2) below in a notice which is—

- (a) served on every person with a relevant interest in the land with respect to which the declaration is to be made (other than a heritable creditor who is not in possession); and
- (b) published in the Edinburgh Gazette.

(2) The particulars to be included in the notice are—

- (a) such a statement of the effect of paragraphs 1 to 8 as may be prescribed; and
- (b) a notification to the effect that every person who, if a general vesting declaration were made in respect of all the land comprised in the Order in respect of which notice to treat has not been given, would be entitled to claim compensation in respect of any such land is invited to give information to the authority making the declaration in the prescribed form with respect to his name and address and the land in question.

(3) For the purposes of this paragraph, a person has a relevant interest in land if he is the owner, lessee or occupier (except tenants for a month or any period less than a month) of the land.”

- (c) In sub paragraph (1) of paragraph 3, after “publication” there shall be inserted “in the Edinburgh Gazette”.
- (d) In paragraph 6 the words “and of section 6 of the Railways Clauses Consolidation (Scotland) Act 1845 (both as incorporated by Schedule 2 to the Acquisition Act 1947)” shall be omitted.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (e) References to the Lands Clauses Act shall be construed as references to that Act as incorporated with this Order by article 4 (incorporation of Lands Clauses Acts) of this Order.