

## SCHEDULE 2

### OFF-SITE CONDITIONS

#### PART 2

##### Compensation for off-site conditions

- 14.—(1) Compensation that is determined to be due is payable—
- (a) where—
    - (i) the person to whom any off-site right was granted or, where compensation becomes payable by SEPA under paragraph 8, SEPA; and
    - (ii) the grantor or a creditor in a standard security, agree that a single payment is to be made on a specified date, on that date;
  - (b) where—
    - (i) the person to whom any off-site right was granted or, where compensation becomes payable by SEPA under paragraph 8, SEPA; and
    - (ii) the grantor or a creditor in a standard security, agree that payment is to be made in instalments at different dates, on the date agreed as regards each instalment; or
  - (c) in any other case, subject to any direction of the Lands Tribunal for Scotland, as soon as reasonably practicable after the amount of the compensation has been finally determined.
- (2) Any dispute in relation to the payment of compensation or interest must be referred to and determined by the Lands Tribunal for Scotland.
- (3) In relation to the determination of any such question, sections 9 and 11 of the 1963 Act apply as if—
- (a) the reference in section 9(1) of that Act to section 8 of that Act were a reference to subparagraph (2); and
  - (b) references in section 11 of that Act to the acquiring authority were references to the person to whom any off-site right was granted.

**Changes to legislation:**

There are currently no known outstanding effects for the The Environmental Authorisations (Scotland) Regulations 2018, Paragraph 14.