



# Roads (Scotland) Act 1984

## 1984 CHAPTER 54

### PART VIII

#### INTERFERENCE AND DAMAGE

##### *Obstruction of view*

#### **84 Determination of questions arising out of section 83.**

- (1) A question as to whether—
- (a) a notice served under subsection (1) of section 83 of this Act shall be withdrawn as respects any requirement or restriction objected to under subsection (4) of that section; or
  - (b) any expenses were reasonably incurred by any person in carrying out directions contained in a notice served under that section,
- shall be decided—
- (i) if the parties so agree, by a single arbiter appointed by them; or
  - (ii) in default of such agreement by the sheriff.
- (2) In determining any such question as is mentioned in paragraph (a) of subsection (1) above, the arbiter or sheriff shall have power to order that the requirement or restriction shall have effect subject to such modifications, if any, as he may direct.

**Changes to legislation:**

Roads (Scotland) Act 1984, Section 84 is up to date with all changes known to be in force on or before 09 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 152(3)(3ZA) substituted for s. 152(3) by [2019 asp 17 s. 124\(2\)](#)