

## SCHEDULE 12 MINOR AND CONSEQUENTIAL AMENDMENTS

### PART 1

#### MINOR AND CONSEQUENTIAL AMENDMENTS: GENERAL

*Notes to Schedule K, shall cease to have effect.*

#### *Land Compensation (Scotland) Act 1963 (c. 51)*

- 25 (1) The Land Compensation (Scotland) Act 1963 shall be amended in accordance with this paragraph.
- (2) In section 10 (consolidation of proceedings on claims in respect of several interests in the same land), for the words “acquisition of the several interests” substitute “acquisition of several interests”.
- (3) In section 20 (consideration in respect of discharge of feu-duty etc.)—
- (a) in subsection (1), the words “the *dominium utile* in”, in both places where they occur, shall cease to have effect;
  - (b) in subsection (2), the words “feu-duty, or ground annual or other” and “(not being stipend or standard charge in lieu of stipend)” shall cease to have effect;
  - (c) in subsection (3), for the words “*dominium utile*” substitute “land”;
  - (d) in subsection (7), the words “*dominium utile* in any” shall cease to have effect; and
  - (e) in subsection (8), the words “the *dominium utile* in” shall cease to have effect.
- (4) In section 27(3) (application for certificate of alternative development), the words “and that interest is the *dominium utile* of the land,” “feu-duty or ground annual or other” and “(not being stipend or standard charge in lieu of stipend)” shall cease to have effect.
- (5) In section 28 (provisions as respect certain regulations under section 275(1)(c) of the Town and Country Planning (Scotland) Act 1997)—
- (a) in paragraph (e), the words “the *dominium utile* of” and, in both places where they occur, “feu-duty or”; and
  - (b) in paragraph (f), the words “the *dominium utile* of”, shall cease to have effect.
- (6) In section 32(6)(b) (provision for notification to planning authority in certain circumstances), for the words “*dominium utile*” substitute “ownership”.
- (7) In section 45 (interpretation)—
- (a) after subsection (1) insert—
    - “(1A) Any reference in this Act to an “interest” in land shall be construed as a reference to a right in land and as including a reference to ownership of land.”; and
  - (b) subsections (8) and (9) shall cease to have effect.

*Status: This is the original version (as it was originally enacted).*

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- (8) In Schedule 2 (acquisition of houses which do not meet the tolerable standard), in paragraph 2(2), the words “the superior of, and” shall cease to have effect.