



Transport (Scotland) Act 2001

2001 asp 2

PART 4

MISCELLANEOUS

Grants for transport-related purposes

70 Grants for transport-related purposes

(1) The Scottish Ministers may make grants^[F1] or loans] to any persons for any purposes relating to transport.

[F2(1A) Without prejudice to the generality of subsection (1) above, the purposes mentioned in that subsection include the purpose of acquiring a qualifying interest in land where the use and enjoyment of that land are, or may be, seriously affected in consequence of—

(a) any provision contained in an order under section 1 of the Transport and Works (Scotland) Act 2007 (asp 8) (orders as to transport systems and inland waterways) made on an application to the Scottish Ministers in accordance with rules made under section 4 of that Act; or

(b) any provision contained in—

(i) an Act passed before the time when Part 1 of that Act of 2007 is first wholly in force; or

(ii) an instrument made under an Act before that time,

and which is of a kind which could be included in an order under section 1 of that Act of 2007.

(1B) An interest in land is a qualifying interest for the purposes of subsection (1A) if it is an interest such as is mentioned in subsection (2) of section 100 of the Town and Country Planning (Scotland) Act 1997 (c. 8) (interests qualifying for protection under blight provisions), references in that section to the date of service of a notice under section 101 of that Act being taken, for those purposes, to be references to the date on which the agreement for the acquisition is made.]

(2) Grants^[F3] and loans] under this section shall be of such [F4] amounts] and subject to such conditions (including^[F5] in the case of grants,) conditions requiring their repayment in specified circumstances) as the Scottish Ministers may determine.

Changes to legislation: Transport (Scotland) Act 2001, Section 70 is up to date with all changes known to be in force on or before 15 March 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. (See end of Document for details) View outstanding changes

- (3) A determination under subsection (2) above may be made either generally or in relation to particular cases or classes of case.
- (4) If in any financial year the power conferred by subsection (1) above is exercised, the Scottish Ministers shall, not later than three months after the end of the financial year, lay before the Scottish Parliament a report on grants^[F6] and loans made under that subsection during that financial year; and any such report shall, in relation to each grant^[F7] or loan, include details of—
- (a) the amount of the grant^[F7] or loan;
 - (b) the person to whom it has been paid; and
 - (c) the purpose for which it has been paid.

Textual Amendments

- F1** Words in s. 70(1) inserted (10.10.2005) by Transport (Scotland) Act 2005 (asp 12), ss. 45(4), 54(2); S.S.I. 2005/454, art. 2, Sch. 2
- F2** S. 70(1A)(1B) inserted (14.5.2007) by Transport and Works (Scotland) Act 2007 (asp 8), ss. 27, 30(3)
- F3** Words in s. 70(2) inserted (10.10.2005) by Transport (Scotland) Act 2005 (asp 12), ss. 45(5)(a), 54(2); S.S.I. 2005/454, art. 2, Sch. 2
- F4** Word in s. 70(2) substituted (10.10.2005) by Transport (Scotland) Act 2005 (asp 12), ss. 45(5)(b), 54(2); S.S.I. 2005/454, art. 2, Sch. 2
- F5** Words in s. 70(2) inserted (10.10.2005) by Transport (Scotland) Act 2005 (asp 12), ss. 45(5)(c), 54(2); S.S.I. 2005/454, art. 2, Sch. 2
- F6** Words in s. 70(4) inserted (10.10.2005) by Transport (Scotland) Act 2005 (asp 12), ss. 45(6)(a), 54(2); S.S.I. 2005/454, art. 2, Sch. 2
- F7** Words in s. 70(4) inserted (10.10.2005) by Transport (Scotland) Act 2005 (asp 12), ss. 45(6)(b), 54(2); S.S.I. 2005/454, art. 2, Sch. 2

Changes to legislation:

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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):

- Pt. 2 Ch. 3 applied in part by [2019 asp 17 s. 47\(1\)\(2\)](#)
- Pt. 2 Ch. 3 inserted by [2019 asp 17 s. 41\(2\)](#)
- Pt. 2 Ch. 4 heading inserted by [2019 asp 17 sch. para. 3\(2\)](#)
- s. 27B and cross-heading inserted by [2019 asp 17 s. 42\(2\)](#)
- s. 29(3A)-(3C) inserted by [2019 asp 17 s. 44\(2\)\(a\)](#)
- s. 29(7)(8) inserted by [2019 asp 17 s. 44\(2\)\(c\)](#)
- s. 30(3)(ca)-(cc) inserted by [2019 asp 17 s. 44\(3\)\(b\)](#)
- s. 31(1A) inserted by [2019 asp 17 s. 44\(4\)\(a\)](#)
- s. 31(3)(ca) inserted by [2019 asp 17 s. 44\(4\)\(b\)\(iii\)](#)
- s. 31(5)-(7) inserted by [2019 asp 17 s. 44\(4\)\(d\)](#)
- s. 32A inserted by [2019 asp 17 s. 45\(2\)](#)
- s. 32B and cross-heading inserted by [2019 asp 17 s. 46\(2\)](#)
- s. 35A inserted by [2019 asp 17 s. 40\(2\)](#)
- s. 39(1)(ca) inserted by [2019 asp 17 s. 40\(3\)](#)
- s. 79(1)(ca) inserted by [2019 asp 17 s. 48\(2\)\(b\)](#)