

These notes relate to the Agricultural Holdings (Scotland) Act 2003 (asp 11) which received Royal Assent on 17 April 2003

AGRICULTURAL HOLDINGS (SCOTLAND) ACT 2003

EXPLANATORY NOTES

INTRODUCTION

Part 7: Jurisdiction of the Land Court and the Resolution of Disputes

Section 77: Resolution of disputes by Land Court

262. This section confers jurisdiction on the Land Court to hear and determine disputes in relation to SLDTs, LDTs and leases for grazing and mowing under section 3 of the 2003 Act. The extent of the Land Court's jurisdiction is set out in subsections (1), (2), (4) and (6). Certain specific exceptions to the Land Court's jurisdiction are listed in subsection (3). Jurisdiction over such matters remains with the sheriff court and the Court of Session. Either the landlord or the tenant may apply unilaterally to the Land Court or they may apply jointly – see subsection (5). Any specific Land Court jurisdictions in relation to such leases are preserved by subsection (7).