

*These notes relate to the Building (Scotland) Act 2003
(asp 8) which received Royal Assent on 26 March 2003*

BUILDING (SCOTLAND) ACT 2003

EXPLANATORY NOTES

THE ACT - AN OVERVIEW

Part 5: General

Section 45: Compulsory purchase where owner cannot be found

119. This section provides for local authorities to compulsorily purchase a building and its site, where they have carried out work specified in *subsection (1)(a)* in relation to a dangerous building and have not been able to recover the cost of doing so because the owner cannot be found. The authorisation of the Scottish Ministers is required for the compulsory purchase (*subsection (2)*). *Subsection (3)* provides for the procedure to be followed in relation to a compulsory purchase.
120. *Subsection (4)* provides that, where a compulsory purchase has been made under this section, the local authority may deduct from the compensation payable the outstanding expenses in relation to the work specified in this section carried out by it on a dangerous building.