

*These notes relate to the Flood Risk Management (Scotland)  
Act (asp 6) which received Royal Assent on 16 June 2009*

# **FLOOD RISK MANAGEMENT (SCOTLAND) ACT**

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## **EXPLANATORY NOTES**

### **THE ACT – SECTION BY SECTION**

#### **Part 6 – Powers of Entry and Compensation**

##### ***Section 83 – Compensation: supplementary***

233. Subsection (1) defines damage as the depreciation of the value of a person's interest in land or the disturbance of a person's enjoyment of land.
234. Subsection (2) places certain limits on the right to compensation and requires notice of any claim to be given to SEPA or the local authority within a specified period. It should be read with subsection (3).
235. Subsection (4) provides that any disputes over compensation under section 82 are to be determined by the Lands Tribunal for Scotland.