



# Countryside Act 1968

## 1968 CHAPTER 41

### *Trees and woodlands*

#### **23 Provisions of facilities by Forestry Commissioners.**

- (1) The Forestry Commissioners constituted under the Forestry Acts 1919 to 1945 (in this section referred to as “the Commissioners”) shall have the powers conferred on them by this section.
- (2) The Commissioners may, on any land placed at their disposal by the Minister of Agriculture, Fisheries and Food or the Secretary of State for Wales, provide, or arrange for or assist in the provision of, tourist, recreational or sporting facilities and any equipment, facilities or works ancillary thereto, including without prejudice to that generality—
  - (a) accommodation for visitors,
  - (b) camping sites and caravan sites,
  - (c) places for meals and refreshments,
  - (d) picnic places, places for enjoying views, parking places, routes for nature study and footpaths,
  - (e) information and display centres,
  - (f) shops in connection with any of the aforesaid facilities,
  - (g) public conveniences,

and the Commissioners shall have power to make such charges as they think fit [<sup>F1</sup>or to allow another person to make such charges as that other person thinks fit] in connection with any of those facilities.

In this subsection “provide” includes manage, maintain and improve.

[<sup>F2</sup>(2A) Any arrangements between the Commissioners and another person entered into pursuant to subsection (2) that provide for the sharing of profits shall be subject to Treasury approval.]

- (3) The power of the Minister of Agriculture, Fisheries and Food and the Secretary of State for Wales under section 39 of the Forestry Act 1967 to acquire land shall include power to acquire land in proximity to land placed by him at the disposal of the Commissioners

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*Changes to legislation: There are currently no known outstanding effects for the Countryside Act 1968, Section 23. (See end of Document for details)*

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where it appears to him that the land which it is proposed to acquire is reasonably required by the Commissioners for the provision of such facilities as are mentioned in subsection (2) above.

<sup>F3</sup> .....

- (4) The Commissioners' powers to make byelaws under section 46 of the Forestry Act 1967 shall include power to make byelaws for regulating the reasonable use by the public of the facilities described in subsection (2) above, and in relation to any such matter as is described in section 41(3) of this Act.

<sup>F4</sup>(5) .....

- [<sup>F5</sup>(6) All expenses incurred, and all sums received, by the Commissioners in the exercise of their powers under this section shall be defrayed, or as the case may be treated, in accordance with section 41 of the Forestry Act 1967.]

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**Textual Amendments**

- F1** Words in s. 23(2) inserted (16.3.2006) by [Regulatory Reform \(Forestry\) Order 2006 \(S.I. 2006/780\)](#), arts. 1(1), **6(2)(a)**
- F2** S. 23(2A) inserted (16.3.2006) by [Regulatory Reform \(Forestry\) Order 2006 \(S.I. 2006/780\)](#), arts. 1(1), **6(2)(b)**
- F3** Words repealed by [Forestry Act 1981 \(c. 39, SIF 54\)](#), **Sch.**
- F4** S. 23(5) omitted (1.4.2013) by virtue of [The Natural Resources Body for Wales \(Functions\) Order 2013 \(S.I. 2013/755\)](#), art. 1(2), **Sch. 2 para. 97** (with Sch. 7)
- F5** S. 23(6) substituted (16.3.2000) by [S.I. 2000/746](#), arts. 1, 2, **Sch. para. 6**
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**Modifications etc. (not altering text)**

- C1** S. 23(2) restricted by [New Forest Act 1970 \(c. 21, SIF 29:8\)](#), **s. 1(2)**

**Changes to legislation:**

There are currently no known outstanding effects for the Countryside Act 1968, Section 23.