



Offshore Petroleum Development (Scotland) Act 1975

1975 CHAPTER 8

Acquisition of land for purposes of offshore petroleum development

1 Acquisition of land for purposes connected with offshore petroleum.

- (1) The Secretary of State may acquire by agreement or compulsorily any land in Scotland for any purpose relating to exploration for or exploitation of offshore petroleum [^{F1}or the storage of gas in or under the sea bed or the recovery of gas so stored].
- (2) The purposes mentioned in subsection (1) above include in particular the provision or use of—
 - (a) sites or facilities for the construction or assembly of platforms or other installations for use in or under the sea in connection with the exploration for or exploitation of such petroleum [^{F2}or the storage of gas in or under the sea bed or the recovery of gas so stored];
 - (b) pipe-lines or associated apparatus or works for conveying such petroleum from places under the sea where it is extracted [^{F3}or conveying gas to or from the places in or under the sea bed where it is stored or to be stored];
 - (c) shore terminals for the reception of such petroleum and for its storage or onward despatch [^{F4}or for the reception of gas and for its storage or onward despatch to or from the places in or under the sea bed where it is stored or to be stored and any treatment incidental thereto]; and
 - (d) means of access, housing, sources of material or other services or facilities required for the development or use of land for any purpose referred to in this subsection, or for meeting the needs of persons employed or to be employed in connection with any such purpose.
- (3) The purposes for which land may be acquired under this Act shall not include the refining of crude petroleum, except so far as is necessary for its onward despatch.
- (4) Except in the case of a purchase of land under subsection (5) below, the ^{M1}Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947 shall apply to a compulsory

Changes to legislation: There are currently no known outstanding effects for the Offshore Petroleum Development (Scotland) Act 1975, Section 1. (See end of Document for details)

purchase of land by the Secretary of State under this section as it applies to a compulsory purchase of land by a Minister in a case falling within section 1(1) of that Act.

- (5) If it appears to the Secretary of State that any land should be acquired under this Act for a purpose mentioned in subsection (2) above as a matter of urgency, he may, instead of being authorised to purchase the land by a compulsory purchase order under the said Act of 1947, be authorised to purchase it by an order made by him under this subsection.

An order made under this subsection is in this Act referred to as an “expedited acquisition order”.

- (6) A statutory instrument containing an expedited acquisition order shall not be made unless a draft of it has been laid before, and approved by resolution of, each House of Parliament.
- (7) Any such statutory instrument on the expiry of 28 days from the laying of the draft thereof in a House of Parliament shall, whether or not it has been referred to a Committee of that House as aftermentioned, proceed in that House as if its provisions would, apart from this Act, require to be enacted by a public Bill which cannot be referred to a Committee under Standing Orders of that House relating to private Bills.
- (8) Schedule 1 to this Act shall have effect as respects the making and revocation of expedited acquisition orders; and any such order shall have effect as provided in Schedule 2 to this Act.
- (9) An expedited acquisition order shall not be made in respect of any land unless the Secretary of State is satisfied that the land is required for a purpose—
- (a) which is in accordance with planning permission in force at the making of the order, granted on an application made under [F5Part III of the Town and Country Planning (Scotland) Act 1997] or under any enactment replaced by that Part; or
 - (b) which is in accordance with such permission in force as aforesaid, granted by a general development order under [F5section 30] of that Act or under any enactment replaced by that section; or
 - (c) which does not involve development for the purposes of that Act.

Textual Amendments

- F1** Words inserted by [Oil and Gas \(Enterprise\) Act 1982 \(c. 23, SIF 86\)](#), [s. 26\(1\)\(a\)](#)
- F2** Words inserted by [Oil and Gas \(Enterprise\) Act 1982 \(c. 23, SIF 86\)](#), [s. 26\(1\)\(b\)](#)
- F3** Words inserted by [Oil and Gas \(Enterprise\) Act 1982 \(c. 23, SIF 86\)](#), [s. 26\(1\)\(c\)](#)
- F4** Words inserted by [Oil and Gas \(Enterprise\) Act 1982 \(c. 23, SIF 86\)](#), [s. 26\(1\)\(d\)](#)
- F5** Words in [s. 1\(9\)\(a\)\(b\)](#) substituted (27.5.1997) by [1997 c. 11, ss. 4, 6\(2\)](#), [Sch. 2 para. 24\(1\)](#)

Marginal Citations

- M1** [1947 c. 42.](#)

Changes to legislation:

There are currently no known outstanding effects for the Offshore Petroleum Development (Scotland) Act 1975, Section 1.