

SCHEDULES

SCHEDULE 1

AMENDMENT OF ENACTMENTS CONSEQUENTIAL ON SECTION 11

The Town and Country Planning (Scotland) Act 1972

- 1 At the end of section 182 (power to serve blight notice), there shall be added the following subsection—
- “(5) Where the claimant is a crofter or cottar, this section shall have effect as if—
- (a) in subsection (1)(c) for the word " sell " there were substituted the word " assign " ;
 - (b) in subsection (1)(d) for the words from " sell it" to " to sell" there were substituted the words " assign it except at a price substantially lower than that for which he might reasonably have expected to assign it ";
 - (c) in subsections (1) and (4) for the word " purchase " there were substituted the words " take possession of " .”.
- 2 In section 184 (reference of objections to Lands Tribunal), in subsection (6) after the word " treat" there shall be inserted the words " or, in a case where the claimant is a crofter or cottar, notice of entry " .
- 3 At the end of section 185 (effect of valid blight notice), there shall be added the following subsection—
- “(5) Where the claimant is a crofter or cottar, this section shall have effect as if in subsections (1) and (3) for the words from " acquire " to " respect thereof" there were substituted the words " require the crofter or cottar to give up possession of the land occupied by him and to have served a notice of entry in respect thereof under paragraph 3 of Schedule 2 to the Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947.”.
- 4 At the end of section 188 (effect on powers of compulsory acquisition of counter-notice disclaiming intention to acquire), there shall be added the following subsection—
- “(5) Where the claimant is a crofter or cottar, this section shall have effect as if in subsections (2) and (4) for the words from " or by" to " claimant in" there were substituted the words " to require the crofter or cottar to give up possession of " .”.
- 5 In section 192(4) (meaning of " owner's interest"), after the words " interest of " there shall be inserted the word " (a) " and after the word " years " there shall be inserted the words " and (b) a crofter or cottar therein " .
- 6 In section 196(1) (general interpretation), after the definition of " the claimant" there shall be inserted the following definitions—

Status: This is the original version (as it was originally enacted).

“" cottar " has the same meaning as in section 28(4) of the Crofters (Scotland) Act 1955 ;

" crofter " has the same meaning as in section 3(2) of the Crofters (Scotland) Act 1955”.