



# Countryside (Scotland) Act 1981

## 1981 CHAPTER 44

### **3 Further provision in relation to access agreements.**

- (1) At the end of section 13 of the Act of 1967 (which relates to access agreements) there shall be added the following subsection—

“(11) Payments made under subsection (2) above in consideration of the making of the agreement shall be made on the basis of an assessment of the capital value of the land arrived at in accordance with the provisions of Schedule 4 to this Act.”

- (2) After Schedule 3 to the Act of 1967 there shall be inserted the following Schedule—

#### “SCHEDULE 4

##### PROVISIONS AS TO THE CALCULATION FOR FIXING CONSIDERATION IN RESPECT OF THE MAKING OF ACCESS AGREEMENTS.

- (1) The district valuer shall value the land covered by the access agreement, as at the first day of the twelve month period to which the consideration will relate, assuming—
- (a) a sale on the open market by a willing seller; and
  - (b) that the use of the land is unfettered by the access agreement.
- (2) The planning authority shall, before or as soon as possible after the coming into operation of the access agreement, agree with the owner of the interest in the land what proportion of the figure set by the district valuer should be paid by the planning authority in respect of each twelve month period.
- (3) The first twelve month period shall begin on the day on which the public is first given access to the land under the agreement.”

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**Changes to legislation:** There are currently no known outstanding effects for the  
Countryside (Scotland) Act 1981, Section 3. (See end of Document for details)

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**Modifications etc. (not altering text)**

- C1** The text of s. 3(1) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.
- C2** The text of s. 3(2) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Changes to legislation:**

There are currently no known outstanding effects for the Countryside (Scotland) Act 1981, Section 3.