



Lands Clauses Consolidation (Scotland) Act 1845

1845 CHAPTER 19 8 and 9 Vict

Purchase of lands otherwise than by agreement

63 Where compensation to absent party has been determined by a valuator the party may have the same submitted to arbitration.

When the compensation payable in respect of any lands, or any interest therein, shall have been ascertained by the valuation of a valuator, and deposited in the Bank under the provisions herein contained, by reason that the owner of or party entitled to convey such lands or such interest therein as aforesaid could not be found or was absent from the kingdom, and if such owner or party shall be dissatisfied with such valuation, it shall be lawful for him, before he shall have applied to the Court of Session for payment or investment of the monies so deposited under the provisions herein contained, by notice in writing to the promoters of the undertaking, to require the question of such compensation to be submitted to arbitration, and thereupon the same shall be so submitted to and settled by arbitration in the manner herein-before provided for settling disputes by arbitration.

Modifications etc. (not altering text)

- C1 S. 63 modified by [Agriculture \(Miscellaneous Provisions\) Act 1968](#) (c. 34), s. 14(3), Sch. 4 paras. 4, 5
- C2 S.63 excluded by [Town and Country Planning \(Scotland\) Act 1972](#) (c. 52, SIF 123:2), s. 278, [Sch. 24 para. 31](#)
- C3 s. 63 modified (25.9.1991) by [Agricultural Holdings \(Scotland\) Act 1991](#) (c. 55, SIF 2:3), ss. 57(4), 89(2), [Sch. 8 para. 6\(a\)](#)(with s. 45(3), Sch. 12 para. 3)
- C4 S. 63 excluded (27.5.1997) by [1997 c. 8](#), ss. 195, 278(2), [Sch. 15 Pt. II para. 31](#)

Changes to legislation:

There are currently no known outstanding effects for the Lands Clauses Consolidation (Scotland) Act 1845, Section 63.