

# Forestry and Land Management (Scotland) Act 2018

## Notice of Liability for Expenses

Scottish Forestry, on behalf of Scottish Ministers, gives the following Notice of Liability for Expenses under **section 64** of the Forestry and Land Management (Scotland) Act 2018 ("the Act").

### Background

This Notice of Liability for Expenses ("the Notice") is given further to the action taken by Scottish Forestry on behalf of the Scottish Ministers pursuant to Section 59 of the Act between the dates of *[insert date]* and *[insert date]*.

Under section 59 of the Act Scottish Forestry carried out all works and complied with all conditions as set out in the *[Remedial Notice / Registered Remedial Notice]* referenced *[insert ref.]*, a copy of which is annexed and signed as relative to this Notice.

### Land to which the Notice relates

ALL and WHOLE *[that part of]* the subjects registered in the Land Register of Scotland under the Title Number *[enter title number]* *[shown outlined in red on the plan annexed and signed as relative to this notice]* ("the Land").

OR

ALL and WHOLE *[that part of]* the subjects *[described in and disposed by [Disposition/Feu Disposition/etc.] by [insert details of granter] in favour of [insert details of grantee] dated [insert date(s)] and recorded in the Division of the General Register of Sasines applicable to the County of [insert registration county] on [insert date of recording] [shown outlined in red on the plan annexed and signed as relative to this notice]* ("the Land").

### Description of the effects of the Notice

The effect of the Notice is that each owner of the Land is jointly and severally liable for the expenses and interest mentioned in this section of the Notice.

The total value of expenses is £*[insert value]*.

The value of the expenses reasonably incurred by Scottish Forestry in taking steps under section 59 of the Act is £*[insert value]*. The value of the administrative expenses reasonably incurred by Scottish Forestry in connection with recovering the aforementioned expenses is £*[insert value]*.

The interest payable on the total value of expenses is *[insert value]*% APR and is payable in respect of the period beginning on the date that this notice is registered by the Registers of Scotland until the whole amount is paid.



Once [registered / recorded] against the Land in the [Land Register of Scotland OR General Register of Sasines] the registered notice of liability for expenses will be shown in legal reports instructed over the Land. An owner of the land who is liable for the expenses and interest in this Notice does not cease to be liable for the expenses and interest by virtue only of ceasing to be the owner of the land.

**Recovery of Expenses from a New Owner of the Land**

Where this Notice is registered in relation to the land and the notice was registered at least 14 days before the date on which a person ("the New Owner") acquires right to the land, the New Owner is severally liable with any former owner of the land for any expenses and interest in the Notice.

Where a New Owner pays any expenses and interest for which a former owner of the land is liable, the New Owner may recover the amount so paid from the former owner, and does not cease to be entitled to recover the amount so paid by virtue only of ceasing to be the owner of the land.

**This notice is, together with the plan and the [Remedial Notice / Registered Remedial Notice] annexed,  
Subscribed for and on behalf of The  
Scottish Ministers**

by

\_\_\_\_\_  
\_\_\_\_\_

Authorised Signatory

Full Name of Signatory (Please Print)

At Enter location..

On Choose date..

Before

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness (Signature)

Witness Name (Please Print)

Witness Address





## INSERT PLAN

### Ensure:

- Plan must be on OS Mastermap base layer
- Scale of the plan must be appropriate to the scale of the OS map.
- A scale and the orientation of north must be displayed on the plan.
- The plan must contain sufficient surrounding detail to enable the position of the subjects to be fixed with accuracy (using a larger scale 'insert' map for context is useful)
- The boundaries of the subjects must be clearly shown, preferably with measurements.
- References on the plan must be clearly identifiable