Community Empowerment (Scotland) Act 2015

2015 asp 6

PART 4

COMMUNITY RIGHTS TO BUY LAND

Modifications of Part 3 of Land Reform (Scotland) Act 2003

64   Application: information about rights and interest in land

(1) Section 73 of the 2003 Act (application by crofting community body for consent to buy croft land etc.) is amended as follows.

(2) In subsection (5)—

    (a)   after "form", insert " , shall specify the persons mentioned in subsection (5ZA) ",

    (b)   in paragraph (b)—

        (i) in sub-paragraph (i), after "application", insert " known to the crofting community body ", and

        (ii) the words from "(ii)" to the end of the paragraph are repealed, and

    (c)   paragraph (f) is repealed.

(3) After subsection (5), insert—

"(5ZA) The persons are—

    (a)   the owner of the land,

    (b)   any creditor in a standard security over the land or any part of it with a right to sell the land or any part of it,

    (c)   the tenant of any tenancy of land over which the tenant has an interest,

    (d)   the person entitled to any sporting interests,

in respect of which the right to buy is sought to be exercised.".

(4) After subsection (5A), insert—

"(5AA) Ministers may by regulations—

2

Community Empowerment (Scotland) Act 2015 asp 6
PART 4 – COMMUNITY RIGHTS TO BUY LAND
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Changes to legislation: There are currently no known outstanding effects for the Community
Empowerment (Scotland) Act 2015, Section 64. (See end of Document for details)

> (a) modify any of paragraphs (a) to (g) of subsection (5),
> (b) provide for any of those paragraphs not to apply in such cases or circumstances as may be specified in the regulations.".

(5) In subsection (11), for paragraphs (a) and (b), substitute " in such manner as may be prescribed ".

Commencement Information

I1 S. 64 in force at 16.12.2016 for specified purposes by S.S.I. 2016/394, art. 2, **sch.**

I2 S. 64 in force at 24.2.2021 in so far as not already in force by S.S.I. 2020/448, **art. 2** (with art. 3)

Changes to legislation:
There are currently no known outstanding effects for the Community Empowerment (Scotland) Act 2015, Section 64.