



# Community Empowerment (Scotland) Act 2015

2015 asp 6

## PART 4 **S**

### COMMUNITY RIGHTS TO BUY LAND

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

#### 72 Register of Crofting Community Rights to Buy **S**

- (1) Section 94 of the 2003 Act (Register of Crofting Community Rights to Buy) is amended as follows.
- (2) In subsection (2)—
- (a) in paragraph (a)—
- (i) at the beginning, insert “ where the crofting community body which has submitted the application is constituted by a company limited by guarantee, ”, and
- (ii) the words from “which” to the end of the paragraph are repealed, and
- (b) after paragraph (a), insert—
- “(aa) where the crofting community body which has submitted the application is constituted by a Scottish charitable incorporated organisation within the meaning given in section 71(8) (a “SCIO”), the name and address of the principal office of the SCIO,
- (ab) where the crofting community body which has submitted the application is constituted by a community benefit society as defined in section 71(8), the name and address of the registered office of the society.”.
- (3) After subsection (2), insert—
- “(2A) Subsection (2B) applies where—
- (a) a crofting community body changes its name,

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**Changes to legislation:** There are currently no known outstanding effects for the Community Empowerment (Scotland) Act 2015, Section 72. (See end of Document for details)

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- (b) a crofting community body which is constituted by a company limited by guarantee or by a community benefit society changes the address of its registered office, or
  - (c) a crofting community body which is constituted by a SCIO changes the address of its principal office.
- (2B) The crofting community body must, as soon as reasonably practicable after the change is made, notify the Crofting Commission of the change.”
- (4) After subsection (3), insert—
- “(3A) If the crofting community body registering an application requires that any such information or document relating to that application and falling within subsection (3B) as is specified in the requirement be withheld from public inspection, that information or document is to be kept by or on behalf of Ministers separately from and not entered in the crofting register.
- (3B) Information or a document falls within this subsection if it relates to arrangements for the raising or expenditure of money to enable the land to which the application relates to be put to a particular use.
- (3C) Nothing in subsection (3A) or (3B) obliges an applicant crofting community body, or empowers Ministers to require such a body, to submit to Ministers any information or document within subsection (3B).”

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**Commencement Information**

**II** S. 72 in force at 24.2.2021 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 72.