



Community Empowerment (Scotland) Act 2015

2015 asp 6

PART 4

COMMUNITY RIGHTS TO BUY LAND

Modifications of Part 2 of Land Reform (Scotland) Act 2003

36 Nature of land in which community interest may be registered

- (1) In section 33 of the 2003 Act (registrable land)—
- (a) in subsection (1)—
 - (i) the words “The land in which” are repealed, and
 - (ii) for the words “(“registrable land”) is” substitute “in”,
 - (b) in subsection (2), for the words “described as such in an order made by Ministers”, substitute “consisting of a separate tenement which is owned separately from the land in respect of which it is exigible (subject to subsection (2A))”,
 - (c) after subsection (2), insert—

“(2A) Land consisting of—

 - (a) salmon fishings, or
 - (b) mineral rights (other than rights to oil, coal, gas, gold or silver),

which are owned separately from the land in respect of which they are exigible is not “excluded land” (and so is land in which a community interest may be registered under this Part).”, and
 - (d) subsections (3) to (7) are repealed.
- (2) The title to section 33 of the 2003 Act becomes “Land in respect of which community interest may be registered”.