



# 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*

#### **66 Ballot: information and expenses**

- (1) Section 75 of the 2003 Act (ballot to indicate approval for the purposes of section 74(1)(m)) is amended as follows.
- (2) After subsection (4), insert—
  - “(4A) Ministers may require the crofting community body—
    - (a) to provide such information relating to the ballot as they think fit, and
    - (b) to provide such information relating to any consultation with those eligible to vote in the ballot undertaken during the period in which the ballot was carried out as Ministers think fit.
  - (4B) Subject to subsection (6), the expense of conducting a ballot under this section is to be met by the crofting community body.”.
- (3) After subsection (5), insert—
  - “(6) Ministers may by regulations make provision for or in connection with enabling a crofting community body, in such circumstances as may be specified in the regulations, to apply to them to seek reimbursement of the expense of conducting a ballot under this section.
  - (7) Regulations under subsection (6) may in particular make provision in relation to—
    - (a) the circumstances in which a crofting community body may make an application by virtue of that subsection,

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*Status: This is the original version (as it was originally enacted).*

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- (b) the method to be applied by Ministers in calculating the expense of conducting the ballot,
- (c) the criteria to be applied by Ministers in deciding whether to make a reimbursement to the applicant,
- (d) the procedure to be followed in connection with the making of—
  - (i) an application to Ministers,
  - (ii) an appeal against a decision made by Ministers in respect of an application,
- (e) persons who may consider such an appeal,
- (f) the powers of such persons.”.