



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

52 **Ballot not conducted as prescribed**

In section 52 of the 2003 Act (ballot procedure), after subsection (6) (inserted by schedule 4), insert—

- “(7) Provision may be prescribed for or in connection with—
- (a) reviewing whether a ballot was conducted in accordance with provision prescribed under subsection (1),
 - (b) providing notification to such persons, or description of persons, as may be prescribed that a ballot has not been so conducted,
 - (c) in a case where a ballot has not been so conducted, requiring a further ballot to be conducted on such a basis, and by such persons or description of persons, as may be prescribed,
 - (d) requiring any such further ballot to be conducted—
 - (i) in compliance with such conditions as may be prescribed (including conditions that the ballot be conducted in accordance with provision prescribed under subsection (1)),
 - (ii) within such timescales as may be prescribed,
 - (e) specifying persons, or descriptions of persons, who are to meet the expenses of conducting any such further ballot,
 - (f) specifying that any review mentioned in paragraph (a) be carried out by—
 - (i) such persons,
 - (ii) such description of persons, or
 - (iii) such a court or tribunal,

Status: This is the original version (as it was originally enacted).

- as may be prescribed,
- (g) specifying the action that may be taken by such persons, persons of such description or such a court or tribunal following such a review.”.