



# 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*

#### **58 Creditors in standard security with right to sell land: appeals**

In section 61 of the 2003 Act (appeals)—

(a) after subsection (3), insert—

“(3A) A creditor in a standard security with a right to sell land may appeal to the sheriff against—

- (a) a decision by Ministers that a community interest in the land is to be entered in the Register, or
- (b) a decision by Ministers to give consent to the exercise by a community body of its right to buy the land.”

(b) in subsection (4), for the words “or (3)”, substitute “, (3) or (3A)”, and

(c) in subsection (6)—

- (i) the word “and” immediately following paragraph (a)(i) is repealed,
- (ii) in paragraph (a), after sub-paragraph (ii), insert “and

(iii) any creditor in a standard security with a right to sell the land to which the appeal relates;”,

(iii) the word “and” immediately following paragraph (b)(i) is repealed,

(iv) for the word “or” immediately following paragraph (b)(ii), substitute “and

(iii) any creditor in a standard security with a right to sell the land to which the appeal relates;”,

(v) the word “and” immediately following paragraph (c)(ii) is repealed,

(vi) in paragraph (c), after sub-paragraph (iii), insert “and

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*Status: This is the original version (as it was originally enacted).*

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- (iv) any creditor in a standard security with a right to sell the land to which the appeal relates;”,  
and
- (vii) after paragraph (c), insert “or
- (d) under subsection (3A) above, the creditor must intimate that fact to—
  - (i) the community body,
  - (ii) the owner, and
  - (iii) Ministers.”.