



# 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,

*Changes to legislation: Community Empowerment (Scotland) Act 2015, Section 66 is up to date with all changes known to be in force on or before 20 August 2019. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- (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.”.

**Commencement Information**

**II** S. 66 in force at 16.12.2016 for specified purposes by S.S.I. 2016/394, art. 2, sch.

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 13(2)(g) inserted by [2019 asp 9 sch. 2 para. 9\(2\)](#)