



Land Reform (Scotland) Act 2016

2016 asp 18

PART 2

THE SCOTTISH LAND COMMISSION

CHAPTER 3

THE TENANT FARMING COMMISSIONER

Tenant Farming Commissioner: inquiry function

29 Application to inquire into breach of code of practice

- (1) A person may apply to the Tenant Farming Commissioner to inquire into an alleged breach of a code of practice (an “alleged breach”) if the person—
 - (a) has an interest in a relevant tenancy, or
 - (b) would have an interest in a relevant tenancy but for the alleged breach.
- (2) An application under subsection (1) must contain—
 - (a) the applicant’s details,
 - (b) details of each other person having an interest in the relevant tenancy, so far as the applicant is aware of them,
 - (c) details of the alleged breach,
 - (d) the provision of the code of practice that the alleged breach relates to.
- (3) Subject to subsection (5), an application must be accompanied by the appropriate fee set by the Tenant Farming Commissioner.
- (4) When setting the appropriate fee, the Tenant Farming Commissioner must have regard to the likely impact of the fee on the number of applications under subsection (1).
- (5) The Tenant Farming Commissioner may waive payment of the appropriate fee if the Commissioner considers that payment is likely to result in undue hardship to the applicant.

Status: This is the original version (as it was originally enacted).

- (6) An application under subsection (1) is without prejudice to any time limit for proceedings in the Land Court under any enactment.