



# Crofting Reform (Scotland) Act 2010

## 2010 asp 14

### PART 2

#### THE CROFTING REGISTER

##### *Removal of resumed and decrofted crofts from register*

#### **15 Resumed and decrofted crofts**

- (1) The Keeper must—
- where subsection (2) applies, remove the entry in the register relating to the resumed croft;
  - where subsection (3) applies, remove the entry in the register relating to the croft in relation to which a decrofting direction has been made.
- (2) This subsection applies where—
- a registered croft has been resumed (whether before or after it was first registered) by virtue of an authorisation under section 20(1) of the 1993 Act;
  - no order has been made under section 21A(1) of that Act that the land so resumed revert to being a croft; and
  - the period of 20 years beginning with when the resumption was authorised has ended.
- (3) This subsection applies where—
- a decrofting direction under section 24(2) or [<sup>F1</sup>(3) or, as the case may be, 24B(1)] of the 1993 Act was made in relation to a registered croft (whether made before or after it was first registered);
  - [<sup>F2</sup>(aa) in the case of a decrofting direction under section 24B(1), the Commission have not revoked the direction under section 25(3);]
  - the Land Court has not revoked the direction by virtue of section 25(8B) of that Act or by virtue of any other enactment; and
  - the period of 20 years beginning with the making of the direction has ended.
- (4) This section applies to a part of a croft as it applies to a whole croft with the modification that references in subsection (1) to removing entries in the register are to be read as references to modifying such entries.

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**Changes to legislation:** There are currently no known outstanding effects for the Crofting Reform (Scotland) Act 2010, Cross Heading: Removal of resumed and decrofted crofts from register. (See end of Document for details)

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#### **Textual Amendments**

- F1** Words in s. 15(3)(a) substituted (retrospective to 1.10.2011) by [Crofting \(Amendment\) \(Scotland\) Act 2013 \(asp 10\)](#), ss. 3, 6, [Sch. para. 2\(5\)\(a\)](#)
- F2** S. 15(3)(aa) inserted (retrospective to 1.10.2011) by [Crofting \(Amendment\) \(Scotland\) Act 2013 \(asp 10\)](#), ss. 3, 6, [Sch. para. 2\(5\)\(b\)](#)
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#### **Commencement Information**

- I1** [S. 15](#) in force at 30.11.2012 by [S.S.I. 2012/288](#), art. 3(1)(b)(2), [Sch. 1 Pt. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Crofting Reform (Scotland) Act 2010,  
Cross Heading: Removal of resumed and decrofted crofts from register.