

POLICY NOTE

THE CROFTING REGISTER (FEES) (SCOTLAND) AMENDMENT ORDER 2012

SSI 2012/328

1. This Order is made in exercise of the powers conferred by sections 19(2) and 53(2)(a) of the Crofting Reform (Scotland) Act 2010 (“the 2010 Act”) and is subject to negative procedure. It amends, for clarification, the Crofting Register (Fees) (Scotland) Order 2012 (SSI 2012 No. 295), which prescribes the fees payable in respect of registration of a croft, common grazings or land held runrig in the Crofting Register, the updating and rectification of registration schedules and provision by the Keeper of the Registers of Scotland (RoS) of searches, reports, certificates or other documents, copies of documents, or information from the Crofting Register.

Policy Objectives

2. The Order has been brought forward to ensure clarity in the fee for applications relating to the registration of new common grazings in the Crofting Register. It clarifies the separate provisions for registration of new common grazings and existing common grazings in subsections 24(1)(a) and (b), respectively, of the 2010 Act.

Consultation

3. No further consultation has been undertaken on this amending Order as it simply clarifies the meaning of SSI 2012 No. 295 and makes no policy changes. However, the Scottish Government consulted the Keeper of the Registers of Scotland, who will establish and maintain the Crofting Register; and the Crofting Commission, who will be responsible for receiving, checking and submitting applications to register croft land on the Crofting Register on the initial Order SSI 2012 No.295.

Impact Assessments

4. An equality impact assessment has not been completed for this amending Order as there are no equality impact issues to address. An EQIA was completed for the Bill’s introduction to Parliament

Financial Effects

5. No Business and Regulatory Impact Assessment (BRIA) has been prepared for this Order as no financial effect or impact on the private, voluntary or public sector is foreseen. A BRIA accompanied the Crofting Reform Bill on introduction to Parliament.

Scottish Government
Agriculture, Food and Rural Communities Directorate