
SCOTTISH STATUTORY INSTRUMENTS

2015 No. 400

The Community Right to Buy (Scotland) Regulations 2015

PART 10

REVOCATIONS AND SAVINGS

Revocations and savings

23.—(1) Subject to paragraph (2), the Regulations specified in the table in Schedule 13 are revoked.

(2) Notwithstanding their revocation by paragraph (1), the Regulations specified in the table in Schedule 13 continue to have effect in respect of the following—

- (a) an application to register a community interest in land made before 15th April 2016;
- (b) a community interest in land which relates to an application to register a community interest in land made before 15th April 2016;
- (c) any right to buy land arising under Part 2 of the Act in which a community interest in land has been registered, or the exercise of such a right, where that interest relates to an application to register a community interest in land made before 15th April 2016;
- (d) an application (whether made before, on or after 15th April 2016) under section 57(1) of the Act in respect of land where the community interest in land relates to an application to register a community interest in land made before 15th April 2016;
- (e) the exercise of any power of the Lands Tribunal to make an order or to do any other act under section 57(1) of the Act where such order or act is in relation to a community interest in land that relates to an application to register a community interest in land made before 15th April 2016;
- (f) an appeal (whether made before, on or after 15th April 2016) under section 61(2) of the Act—
 - (i) against a decision mentioned in subsection (1)(a) or (3)(a) of that section where the appeal is in relation to a decision by Ministers that a community interest in land is to be entered in the Register and that community interest in land relates to an application to register a community interest in land made before 15th April 2016;
 - (ii) against a decision mentioned in subsection (1)(b) or (3)(b) of that section where the appeal is in relation to a decision by Ministers to give consent to the exercise by a community body of its right to buy land where the community interest in land relates to an application to register a community interest in land made before 15th April 2016;
 - (iii) against a decision mentioned in subsection (2)(a) of that section where the appeal is in relation to a decision by Ministers that a community interest is not to be entered

(1) Section 57 is amended by section 55 of the 2015 Act.

(2) Section 61 is amended by section 58 of, and schedule 5 to, the 2015 Act.

- in the Register and the community interest relates to an application to register a community interest in land made before 15th April 2016; or
- (iv) against a decision mentioned in subsection (2)(b) of that section where the appeal is in relation to a decision by Ministers not to give consent to the exercise by a community body of its right to buy land where the community interest in land relates to an application to register a community interest in land made before 15th April 2016;
- (g) the procedure for recovering losses and expenses under section 63(1)(a) of the Act in relation to loss or expense incurred in complying with the procedural requirements of Part 2 of the Act in relation to-
- (i) an application to register a community interest in land made before 15th April 2016;
 - (ii) a community interest in land that relates to an application to register a community interest in land made before 15th April 2016; or
 - (iii) any right to buy land arising under Part 2 of the Act in which a community interest in land has been registered, or the exercise of such a right, where that interest relates to an application to register a community interest in land made before 15th April 2016;
- (h) the procedure for recovering losses and expenses under section 63(1)(b) of the Act as a result of failure by a community body to comply with an order of the Lands Tribunal under section 57(3) of the Act in relation to any right to buy land arising under Part 2 of the Act in which a community interest in land has been registered, or the exercise of such a right, where that interest relates to an application to register a community interest in land made before 15th April 2016;
- (i) the procedure for recovering losses and expenses under section 63(1)(c) of the Act attributable to a prohibition imposed under section 37(5)(e) of the Act in relation to an application to register a community interest in land made before 15th April 2016;
- (j) the procedure for recovering losses and expenses under section 63(1)(d) of the Act as a result of the operation of section 56(3)(a)(4) or (b) of the Act in relation to the exercise of any right to buy land arising under Part 2 of the Act in which a community interest in land has been registered where that interest relates to an application to register a community interest in land made before 15th April 2016;
- (k) an appeal (whether made before, on or after 15th April 2016) under section 64 of the Act against a decision of Ministers on compensation under section 63(1)(a) of the Act in relation to complying with the procedural requirements of Part 2 of the Act in relation to—
- (i) an application to register a community interest in land made before 15th April 2016;
 - (ii) a community interest in land that relates to an application to register a community interest in land made before 15th April 2016; or
 - (iii) the exercise in accordance with Part 2 of the Act of a right to buy land where the community interest in land relates to an application to register a community interest in land made before 15th April 2016;
- (l) an appeal (whether made before, on or after 15th April 2016) under section 64 of the Act against a decision of Ministers on compensation under section 63(1)(b) of the Act in relation to a failure by a community body to comply with an order of the Lands Tribunal under section 57 of the Act concerning a community interest in land that relates to an application to register a community interest in land made before 15th April 2016;

(3) Section 57 is amended by section 55 of the 2015 Act.

(4) Section 56(3)(a) is amended by section 54(a) of the 2015 Act.

- (m) an appeal (whether made before, on or after 15th April 2016) under section 64 of the Act against a decision of Ministers on compensation under section 63(1)(c) of the Act in relation to a prohibition imposed under section 37(5)(e) of the Act concerning an application to register a community interest in land made before 15th April 2016; or
- (n) an appeal (whether made before, on or after 15th April 2016) under section 64 of the Act against a decision of Ministers on compensation under section 63(1)(d) of the Act in relation to the operation of section 56(3)(a) or (b) of the Act concerning a community interest in land that relates to an application to register a community interest in land made before 15th April 2016.