

SCHEDULE 3

Regulation 4(b)

FORM OF APPLICATION TO RE-REGISTER AN INTEREST IN LAND – SECTION 37(1) OF THE ACT

Official Use	
Code	RE-REG
Received Date	



Land Reform (Scotland) Act 2003: Part 2 Community Right to Buy
Application to re-register a community interest in land

This form is to be used only when you are applying to re-register an existing community interest in land

This form can be:

- Downloaded and completed electronically, or
- Downloaded and completed manually using black or blue ink and in capital letters

Please note:

- If any information in any section in this form has changed since your original application to register or re-register an interest in land (e.g. as a result of any on-going development work on the proposals) you need to tell Scottish Ministers, by completing the appropriate question. Failure to do so may result in Scottish Ministers declining to consider this application to re-register a community interest in land.

Accompanying information

This application must be accompanied by the following information. Please mark an **X** in the relevant boxes below to confirm that the relevant information accompanies this application.

- a copy of the CB's governing documents (i.e. memorandum, articles of association, constitution or registered rules) and evidence of its company, charity or registration number;
- one or more maps or drawings, which is/are:
a) prepared to the specifications referred to in Part 1 of Schedule 1 to the Community Right to Buy (Scotland) Regulations 2015, and
b) describe(s) the land to which this application relates.
- one or more maps or drawings, which is/are:
a) prepared to the specifications referred to in Part 2 of Schedule 1 to the Community Right to Buy (Scotland) Regulations 2015, and
b) describe(s) the area of the community to which the community body relates;

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SECTION 1 — WHO IS APPLYING

1.1 Name of the community body ("CB") applying to re-register a community interest in land.

Name of Community Body	
-------------------------------	--

1.2 CB's Register of Community Interests in Land (RCIL) registration number for this land.

RCIL Number	CB
--------------------	----

SECTION 2 — DETAILS OF WHO IS APPLYING

Please mark an "X" in the appropriate box below to confirm whether there have been any changes to any of the following information since the CB's previous application to register or re-register the interest in land:

- a) the CB's office or contact details,
- b) the CB's membership information; or
- c) the definition of the community to which the CB relates.

"YES" - there has been a change "NO" - no changes

- If "Yes" **then please complete** the relevant question(s) in section 2 of this form to which those changes relate.
- If "No" **then proceed to section 3.**

2.1 Please supply the official registered or principal office of the CB.

Postal Address: Town: County: Country: Postcode:	
---	--

2.2 Please supply the address the CB wishes correspondence in relation to the community right to buy process to be issued to.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Contact Name: Postal Address: Town: County: Country: Postcode: Telephone:	
--	--

2.3 Please mark an "X" in the relevant box to confirm the type of CB and its official number.

<input type="checkbox"/> Company Limited by Guarantee (CLBG) and its company number is:	<input type="text"/>
<input type="checkbox"/> Scottish Charitable Incorporated Organisation (SCIO) and its charity number is:	<input type="text"/>
<input type="checkbox"/> Community Benefit Society (BenCom) and its registration number is:	<input type="text"/>

2.4 Please provide the definition of the community as set out in the CB's governing document in accordance with section 34(1)(e), 34(1A)(a) or 34(1B)(a) of the Land Reform (Scotland) Act 2003.

--

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- 2.5** This application must be accompanied by one or more maps or drawings, which is/are:
- (a) prepared to the specifications referred to in Part 2 of Schedule 1 to the Community Right to Buy (Scotland) Regulations 2015, and
 - (b) describe(s) the area of the community to which the community body relates.

Please confirm the total number of such maps, plans or other drawings which accompany this application.

2.6 Please provide:

<p>(A) Total number of members in the CB.</p>	<input style="width: 80%; height: 20px;" type="text"/>
<p>(B) A breakdown of the total number of each different type(s) of membership as stated in the CB's governing document (i.e. memorandum, articles of association, constitution or registered rules).</p>	
<p>(C) The membership details (i.e. names, address and membership type of the CB's members).</p>	

SECTION 3 — THE LAND TO BE REGISTERED

Please mark an "X" in the appropriate box below to confirm whether there have been any changes to any of the following information since the CB's previous application to register or re-register the community interest in land:

- a) the nature or description of the land to which this application relates;
- b) any interests, burdens, restrictions or planning permission affecting the land; or
- c) the nature and extent of the community's connection with the land.

<p>"YES" - there has been a change</p>	<p>"NO" - no changes</p>
---	---------------------------------

- If "Yes" **then please complete** the relevant question(s) in section 3 to which these changes relate.
- If you have marked "No" – no changes **then proceed to section 4.**

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

3.1 Please mark an "X" in the relevant box(es) to indicate the type(s) of land to which this application relates.

Building(s)	<input type="checkbox"/>	Recreational land	If other type(s) of land, salmon fishings or mineral rights please state below:
Woodland	<input type="checkbox"/>	Brown field site	
Water	<input type="checkbox"/>	Farm grazing land	
Industrial site	<input type="checkbox"/>	Croft land	

3.2 What is the estimated area of land (or land in respect of which the salmon fishings or mineral rights are exigible)?

3.3 What county is the land (or land in respect of which the salmon fishings or mineral rights are exigible) located in?

3.4 Please provide a written description of the land to which this application relates (e.g. the location of such land or land in respect of which salmon fishings or mineral rights are exigible within the community; postcodes covering the land; the condition of the land; its northern, southern, eastern and western boundaries, measurements if applicable).

3.5 This application must be accompanied by one or more maps or drawings which is/are:
(a) prepared to the specifications referred to in Part 1 of Schedule 1 to the Community Right to Buy (Scotland) Regulations 2015, and
(b) describe(s) the land to which this application relates.

Please confirm the total number of such maps, plans or other drawings which accompany this application.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

3.6 Please mark an "X" to indicate whether this application is to register an interest in salmon fishings which are owned separately from the land in respect of which they are exigible.

YES NO

If "Yes", please provide details of the salmon fishings, including details of ownership.

3.7 Please mark an "X" to indicate whether this application is to register mineral rights which are owned separately from the land in respect of which they are exigible.

YES NO

If "Yes", please provide details of mineral rights, including details of ownership.

3.8 Please mark an "X" to indicate whether any of the following apply to the land, or any part of the land, in relation to the land to which this application relates.

YES	NO	
<input type="checkbox"/>	<input type="checkbox"/>	Planning permission
<input type="checkbox"/>	<input type="checkbox"/>	An outstanding planning application relating to it.
<input type="checkbox"/>	<input type="checkbox"/>	Indicated as suitable for development in the local authority's local development plan.
<input type="checkbox"/>	<input type="checkbox"/>	Subject of a compulsory purchase order.
<input type="checkbox"/>	<input type="checkbox"/>	Any burden(s) on or restrictions on use of the land.

If "Yes" to any of the above, please provide details.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

3.9 Please mark an "X" in one box which you consider best describes the community's connection to the land in relation to which this application is made.

- A significant number of the members of the community have a connection with the land.
- The land is sufficiently near to and with which those members of the community have a connection.
- The land is in or sufficiently near to the area of the community by reference to which the community is defined at question 2.4.

Please provide an explanation of why you have marked "X" at the statement above.

SECTION 4 — OWNERSHIP & INTERESTS

Please mark an "X" in the appropriate box below to confirm whether there have been any changes to the following information since the CB's previous application to register or re-register a community interest in land:

- a) details of the owner of the land to which this application relates
- b) details of any creditor in a standard security with a right to sell the land to which this application relates; or
- c) details of persons with legally enforceable rights or interests in the land to which this application relates.

"YES" there has been a change "NO" - no changes

- If you have marked "Yes" **then please complete** the relevant question(s) in section 4 of this form to which the changes relate.
- If you have marked "No" **then proceed to section 5.**

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

4.1 Please provide the contact details of the owner of the land to which this application relates.

NOTE - If the owner's details are unknown, please state "Unknown" at 4.1 and proceed to 4.3.

Contact Name: Postal Address: Town: County: Country: Postcode: Company No. (if applicable)	
---	--

4.2 If there is more than one owner (e.g. the land is in joint ownership between a number of owners), then please provide the contact details for the other owner(s).

--

4.3 Please list the names and addresses of all persons whom the CB are aware have legally enforceable rights and interests (e.g. all persons with leases, any creditor in a standard security over the land) in all or part of the land to which this application relates and detail those rights and interests.

--

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

4.4 Please confirm what checks were carried out (including by whom and when) to establish who owns the land to which this application relates and whether there are any creditors in a standard security with a right to sell the land.

4.5 If the owner(s) or any creditor in a standard security with right to sell the land is unknown or cannot be found please provide details of the steps taken by the CB in accordance with section 37(4) of the Land Reform (Scotland) Act 2003.

SECTION 5 — COMMUNITY SUPPORT

5.1 Please mark an "X" in one box to confirm whether 10% of the members of the community have indicated approval of the re-registration of the community interest to which this application relates.

YES **NO**

If "No", please explain why there is, within the community, a sufficient level of support to justify the re-registration.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

5.2 Please provide:

(A) Evidence and details of support obtained, including the date on which the approval of each member of the community was indicated:	
(B) A breakdown of the level of support:	
• Total number of members of the community	_____
• Total number of members of the community who have indicated approval for the registration	_____
• Overall percentage of members of the community who have indicated approval of the registration.	_____ %

SECTION 6 — PROPOSALS FOR THE LAND

Please mark an "X" in the appropriate box below to confirm whether there have been any changes to any of the following information since the CB's previous application to register or re-register the interest in land:

- a) details of the CB's proposals for the land to which the application relates; or
- b) information which demonstrates whether the acquisition of the land by the CB is compatible with furthering the achievement of sustainable development.

"YES" - there has been a change "NO" - no changes

- If you have marked "Yes" **then please complete** the relevant question(s) in section 6 of this form to which those changes relate.
- If you have marked "No" **then proceed to section 7.**

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

6.1 Please explain your proposals for the land to which this application relates.

A large, empty rectangular box with a thin black border, intended for the applicant to provide details on their proposals for the land to which the application relates.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

6.2 Please explain how the acquisition by the CB of the land to which this application relates is compatible with furthering the achievement of sustainable development.

A large, empty rectangular box with a thin black border, intended for the user to provide an explanation as requested in the text above.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SECTION 7 — PUBLIC INTEREST

7.1 Please explain why it is in the public interest that the community interest to which this application relates be re-registered (a.g. any environmental, social, economic and other benefits)

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SECTION 8 — DECLARATION

We the undersigned have been authorised by the community body to provide the information in this form, the proposals detailed within it and any supporting documents.

- The community body understands that, if it makes any inaccurate statements or provides inaccurate information (deliberate or accidental) at any stage during the right to buy process, or if it knowingly withholds any information, this could result in Scottish Ministers deciding not to re-register the community interest.
- The community body has not altered or deleted the original wording of this form.
- The community body understands that you require each signatory (2 board members, charity trustees or committee members) to this form to provide his/her full names and home address for the purposes of prevention and detection of fraud.
- The community body confirms that it is still a community body within the requirements of subsection (1), (1A) or (1B) of section 34 of the Land Reform (Scotland) Act 2003.
- The community body understands that this form and supporting documents may appear in the Register of Community Interests in Land.
- We the undersigned have read and understand the terms of this declaration.

We, the undersigned on behalf of the community body as noted at section 1, apply to re-register an interest in the land as specified in this application under section 37(1) of the Land Reform (Scotland) Act 2003.

Name

Address

Date

Position

Signature

Name

Address

Date

Position

Signature

For more information and guidance on the community right to buy and on this form (including where to post this form) please visit www.gov.scot and search for "community right to buy".

You can also email the completed form and associated documents to crtb@gov.scot