



Agricultural Holdings (Scotland) Act 2003

2003 asp 11

PART 2

TENANT'S RIGHT TO BUY LAND

Registration of interest and the right to buy

29 Exercise of right to buy

- (1) Where a tenant has a right to buy land under section 28(1), the tenant may proceed in accordance with section 32 to buy the land from the owner or, as the case may be, the creditor provided that notice is given under subsection (2).
- (2) Notice is given under this subsection if the tenant, within 28 days of receipt of the notice under section 26, gives notice to the owner or, as the case may be, the creditor that the tenant intends to buy the land.
- (3) Where a tenant has a right to buy under section 28(2), the tenant may proceed in accordance with section 32 to buy the land from the person to whom the land has been transferred or subsequently transferred provided that notice is given under subsection (4).
- (4) Notice is given under this subsection if—
 - (a) the tenant gives notice to that person that the tenant intends to buy the land; and
 - (b) the notice is given within three years from the transfer to that person, and the tenancy is in force on the date on which the notice is given.
- (5) If, at any time, the tenant does not intend to proceed, in accordance with section 32, to buy the land, the tenant is to give notice of that fact to the person from whom the land would otherwise have been bought.
- (6) Where the tenant—
 - (a) does not give notice in accordance with subsection (2) or, as the case may be, (4); or
 - (b) gives notice under subsection (5),the right to buy is extinguished.

Changes to legislation: Agricultural Holdings (Scotland) Act 2003, Section 29 is up to date with all changes known to be in force on or before 25 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

(7) A tenant giving any notice under this section must send a copy of the notice to the Keeper.

Commencement Information

II S. 29 in force at 15.12.2004 by [S.S.I. 2004/511](#), **art. 2**

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Changes and effects yet to be applied to :

- s. 29(7) repealed by [2016 asp 18 s. 99\(7\)](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 7C inserted by [2016 asp 18 s. 93\(2\)](#)
- s. 7D inserted by [2016 asp 18 s. 106\(2\)](#)
- s. 8F8G inserted by [2016 asp 18 s. 94\(2\)](#)
- s. 16B inserted by [2016 asp 18 s. 95\(2\)](#)
- s. 17A inserted by [2016 asp 18 s. 96\(2\)](#)
- s. 18B inserted by [2016 asp 18 s. 97\(2\)](#)
- s. 26(1)(1A) substituted for s. 26(1) by [2016 asp 18 s. 99\(4\)\(a\)](#)
- s. 26(3) inserted by [2016 asp 18 s. 99\(4\)\(c\)](#)