



# Crofting Reform (Scotland) Act 2010

2010 asp 14

## CROFTING REFORM (SCOTLAND) ACT 2010

### **PART 1**

#### REORGANISATION OF THE CROFTERS COMMISSION

##### *The Crofting Commission*

- 1 The Crofting Commission
- 2 General functions of the Crofting Commission

### **PART 2**

#### THE CROFTING REGISTER

##### *Duty to establish and maintain register*

- 3 The Crofting Register

##### *Registration*

- 4 First registration
- 5 Registration of events affecting registered crofts
- 6 Persons responsible for applications for registration
- 7 Applications for registration
- 8 Acceptance of applications for registration
- 9 Completion of registration
- 10 Completion of registration: further provision on first registrations

##### *The registration schedule*

- 11 The registration schedule

##### *Notification of first registration*

- 12 Notification of first registration
- 13 Power of entry etc. where Commission are applicant

*Changes to legislation: There are currently no known outstanding effects for the Crofting Reform (Scotland) Act 2010. (See end of Document for details)*

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*Challenge to first registration*

- 14 Challenge to first registration

*Removal of resumed and decrofted crofts from register*

- 15 Resumed and decrofted crofts

*Rectification and indemnity*

- 16 Rectification of the register  
17 Rectification following first registration  
18 Indemnity in respect of loss

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- 19 Rules and fees

*Appeals*

- 20 Appeals

*Notification of change to registration schedule*

- 21 Notification of change to registration schedule

*Consequential amendments of the 1993 Act*

- 22 Meaning of “croft” etc.  
23 Registration of new crofts

*Registration of common grazings*

- 24 First registration of common grazings  
25 Registration of events affecting registered common grazings  
26 Applications for registration: common grazings  
27 Registration of new common grazings  
28 Application of Act to common grazings

*Offences*

- 29 Transfer of land containing crofts: offences  
30 Change of landlord: offences  
31 Transfer of land on which common grazing is situated: offences

*Lands held runrig*

- 32 Lands held runrig

**PART 3**

**DUTIES OF CROFTERS AND OWNER-OCCUPIER CROFTERS**

*Crofters' duties relating to residency, use, misuse and neglect of crofts*

- 33 Duties relating to residency, use, misuse and neglect of crofts

*Duties of owner-occupier crofters*

- 34 Duties of certain owner-occupiers of crofts

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*Commission consent for absence from croft*

- 35 Consent for absence from croft

*Enforcement of duties of crofters and owner-occupier crofters*

- 36 Information as to compliance with duties: annual notices  
37 Enforcement of duties of crofters and certain owner-occupiers

*Grazings committees: duty to report misuse etc.*

- 38 Grazings committees: duty to report breaches of crofters' and owner-occupier crofters' duties etc.

*Letting of owner-occupied crofts*

- 39 Letting of owner-occupied crofts

**PART 4**

FURTHER AMENDMENTS OF THE 1993 ACT

*Disposal of croft land, resumption and decrofting*

- 40 Limitation on crofter's ability to nominate donee  
41 Extension of period during which sum is payable on disposal of croft land  
42 Consideration of application to resume croft  
43 Consideration of decrofting directions

*Letting of vacant crofts*

- 44 Requirements to submit proposals for re-letting crofts  
45 Application to decroft where action being taken to re-let vacant croft

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- 46 Enlargement of crofts  
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*Commission's approval and consent*

- 48 Obtaining Commission approval or consent

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- 49 Bequest of crofts

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- 50 Appeals: procedure

**PART 5**

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- 51 Duty to report to the Scottish Parliament  
52 Pre-consolidation modifications of enactments relating to crofting  
53 Subordinate legislation  
54 Ancillary provision

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- 55 Minor and consequential amendments and repeals
- 56 Interpretation
- 57 Short title, commencement and Crown application

#### SCHEDULE 1 — THE CROFTING COMMISSION

SCHEDULE 1 THE CROFTING COMMISSION (introduced by section 1(6)) Status...

#### SCHEDULE 2 — PERSONS RESPONSIBLE FOR APPLICATIONS FOR REGISTRATION

#### SCHEDULE 3 — APPLICATION OF ACT TO COMMON GRAZINGS

- 1 Section 8 applies to an application for registration forwarded under...
- 2 Section 9 applies to registration relating to a common grazing...
- 3 Section 10 applies to a first registration of a common...
- 4 Section 11 applies to a common grazing as it applies...
- 5 Section 12 applies to a certificate of registration relating to...
- 6 Section 13 applies to a notice required to be affixed...
- 7 Section 14 applies to registration of a common grazing (other...
- 8 Section 15 applies to a resumed common grazing as it...
- 9 Section 16 applies to rectifications relating to common grazings as...
- 10 Section 17 applies to a rectification of the register relating...
- 11 Section 18 applies to an entitlement to indemnity relating to...
- 12 Section 19 applies to the making of rules and orders...
- 13 Section 20 applies to an act or omission of the...
- 14 Section 21 applies to an amendment to the registration schedule...

#### SCHEDULE 4 — MINOR AND CONSEQUENTIAL MODIFICATIONS

##### *Small Landholders (Scotland) Act 1911*

- 1 (1) The Small Landholders (Scotland) Act 1911 (c.49) is amended...

##### *Succession (Scotland) Act 1964*

- 2 (1) The Succession (Scotland) Act 1964 (c.41) is amended as...

##### *Crofters (Scotland) Act 1993*

- 3 (1) The 1993 Act is amended as follows.

##### *Ethical Standards in Public Life etc. (Scotland) Act 2000*

- 4 In schedule 3 to the Ethical Standards in Public Life...

**Changes to legislation:**

There are currently no known outstanding effects for the Crofting Reform (Scotland) Act 2010.