



# Crofting Reform (Scotland) Act 2010

## 2010 asp 14

### PART 4

#### FURTHER AMENDMENTS OF THE 1993 ACT

##### *Enlargement of crofts and common grazings*

#### **47 Enlargement of common grazings**

For section 51 of the 1993 Act (enlargement of common grazings) substitute—

##### **“51 Enlargement of common grazings**

- (1) This section applies where—
  - (a) an owner of land to which this Act does not apply agrees to grant rights in any pasture or grazing land to the crofters sharing in a common grazing; and
  - (b) the owner and the crofters agree that such land will form part of the common grazing.
- (2) The owner and the crofters may apply jointly to the Commission for a direction that the land is to form part of the common grazing.
- (3) The Commission may make a direction if they are satisfied that the enlargement of the common grazing would be of benefit to the common grazing or the crofters sharing in it.
- (4) Where the Commission make a direction in relation to an unregistered common grazing, the land forms part of the common grazing from the later of—
  - (a) the date of the direction; or
  - (b) the date on which the rights mentioned in subsection (1)(a) are first exercisable.
- (5) Where the Commission make a direction in relation to a registered common grazing—
  - (a) the direction expires at the end of the period of 3 months beginning with the date on which the direction is made unless an application for

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*Status: This is the original version (as it was originally enacted).*

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- registration of the enlargement of the common grazing is submitted by virtue of section 25 of the 2010 Act before the expiry of that period;
- (b) the enlargement takes effect on the date of registration.”.