



# Community Empowerment (Scotland) Act 2015

2015 asp 6

## PART 9

### ALLOTMENTS

#### *Local authority functions*

#### **121 Annual allotments report**

- (1) As soon as reasonably practicable after the end of each reporting year, each local authority must prepare and publish an annual allotments report for its area.
- (2) An annual allotments report is a report setting out in respect of the reporting year to which it relates—
  - (a) the location and size of each allotment site,
  - (b) the number of allotments on each allotment site,
  - (c) where the whole of an allotment site is leased from the authority by one person, the proportion of land on the allotment site (excluding any land falling within paragraph (b) of the definition of “allotment site” in section 108) that is not subleased from the tenant of the allotment site,
  - (d) where allotments on an allotment site are leased from the authority by more than one person, the proportion of land on the allotment site (excluding any land falling within paragraph (b) of the definition of “allotment site” in section 108) that is not leased from the authority,
  - (e) where an allotment site is leased by the local authority—
    - (i) the period of the lease of each allotment site, and
    - (ii) the rent payable under the lease by the authority,
  - (f) the period of any lease between the authority and the tenant of an allotment site,
  - (g) the rent payable under any lease between the authority and the tenant of an allotment site,
  - (h) the rent payable for each allotment in the area of the authority,

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*Status: This is the original version (as it was originally enacted).*

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- (i) how, in the opinion of the authority, such rents are decided by reference to the method of determining fair rent provided for in regulations under section 115(1),
  - (j) the number of persons entered in the list maintained under section 111(1) on the final day of the reporting year to which the report relates,
  - (k) the number of persons mentioned in paragraph (j) who, on the final day of the reporting year to which the report relates, have been entered in the list mentioned in that paragraph for a continuous period of more than 5 years,
  - (l) the steps taken by the authority to comply with the duty imposed by section 112(1),
  - (m) reasons for any failure to comply with that duty,
  - (n) the number of allotments on each allotment site that are accessible by a disabled person,
  - (o) the number of allotments on each allotment site adjusted by the authority during the reporting year to meet the needs of a tenant who is a disabled person,
  - (p) the number of persons entered in the list maintained under section 111(1) during the reporting year whose request under subsection (1) of section 109 included information under subsection (4) of that section,
  - (q) the income received, and expenditure incurred, by the authority in connection with allotment sites, and
  - (r) such other information as may be prescribed.
- (3) The authority must publish the annual allotments report on a website or by other electronic means.
- (4) In this section, “reporting year” means—
- (a) the period of a year beginning with any day occurring during the period of a year after the day on which this section comes into force, and
  - (b) each subsequent period of a year.