Land Reform (Scotland) Act 2016
2016 asp 18

PART 2

THE SCOTTISH LAND COMMISSION

CHAPTER 3

THE TENANT FARMING COMMISSIONER

Tenant Farming Commissioner: inquiry function

29   Application to inquire into breach of code of practice

(1) A person may apply to the Tenant Farming Commissioner to inquire into an alleged breach of a code of practice (an "alleged breach") if the person—
   (a)   has an interest in a relevant tenancy, or
   (b)   would have an interest in a relevant tenancy but for the alleged breach.

(2) An application under subsection (1) must contain—
   (a)   the applicant's details,
   (b)   details of each other person having an interest in the relevant tenancy, so far as the applicant is aware of them,
   (c)   details of the alleged breach,
   (d)   the provision of the code of practice that the alleged breach relates to.

(3) Subject to subsection (5), an application must be accompanied by the appropriate fee set by the Tenant Farming Commissioner.

(4) When setting the appropriate fee, the Tenant Farming Commissioner must have regard to the likely impact of the fee on the number of applications under subsection (1).

(5) The Tenant Farming Commissioner may waive payment of the appropriate fee if the Commissioner considers that payment is likely to result in undue hardship to the applicant.

(6) An application under subsection (1) is without prejudice to any time limit for proceedings in the Land Court under any enactment.

Commencement Information

I1   S. 29 in force at 1.4.2017 by S.S.I. 2016/250, reg. 2(3), **sch. 2**

Changes to legislation:
Land Reform (Scotland) Act 2016, 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. View outstanding changes

Changes and effects yet to be applied to :

– specified provision(s) amendment to earlier commencing S.S.I. 2017/299, regs. 5-14, by S.S.I. 2017/370 reg. 34