



# Land Reform (Scotland) Act 2003

## 2003 asp 2

### PART 3

#### THE CROFTING COMMUNITY RIGHT TO BUY

### CHAPTER 2

#### EXERCISE OF RIGHT TO BUY

#### **76 Right to buy same croft land exercisable by only one crofting community body**

- (1) Only one crofting community body may exercise the right under this Part of this Act to buy the same land [<sup>F1</sup>, tenant's interest] or sporting interests.
- (2) Where two or more such bodies have applied to buy the same land or sporting interests, it is for Ministers to decide which is to proceed.
- (3) Ministers may not make such a decision unless they have had regard to all views on each of the applications, and responses thereto, which they have received in answer to invitations under section 73 above.
- (4) On Ministers so deciding—
  - (a) the other body's right to buy the land or [<sup>F2</sup>tenant's interest which is, or the] sporting interests which are the subject of the body's application is, so far as proceeding on that application, extinguished; and
  - (b) they shall notify—
    - <sup>F3</sup>(i) each person invited, under section 73(8)(a), to send them views on the application,]
    - (ii) the bodies,  
of that fact.

#### **Textual Amendments**

- F1** Words in s. 76(1) inserted (25.6.2007) by [Crofting Reform etc. Act 2007 \(asp 7\)](#), ss. 39, 43, [Sch. 1 para. 5\(6\)\(a\)](#) (with ss. 40, 43(2)); S.S.I. 2007/269, [art. 2](#), Sch.

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**Changes to legislation:** There are currently no known outstanding effects for the Land Reform (Scotland) Act 2003, Section 76. (See end of Document for details)

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- F2** Words in s. 76(4)(a) inserted (25.6.2007) by Crofting Reform etc. Act 2007 (asp 7), ss. 39, 43, **Sch. 1 para. 5(6)(b)(i)** (with ss. 40, 43(2)); S.S.I. 2007/269, **art. 2**, Sch.
- F3** S. 76(4)(b)(i) substituted (24.2.2021) by Community Empowerment (Scotland) Act 2015 (asp 6), **ss. 67, 142(1)**; S.S.I. 2020/448, art. 2 (with art. 3)

**Changes to legislation:**

There are currently no known outstanding effects for the Land Reform (Scotland) Act 2003, Section 76.