
SCOTTISH STATUTORY INSTRUMENTS

2021 No. 85

LAND REFORM

**The Land Reform (Scotland) Act 2016 (Register of Persons
Holding a Controlled Interest in Land) Regulations 2021**

Made - - - - 17th February 2021

Coming into force 1st April 2022

**THE LAND REFORM (SCOTLAND) ACT 2016
(REGISTER OF PERSONS HOLDING A CONTROLLED
INTEREST IN LAND) REGULATIONS 2021**

PART 1

Introduction

1. Citation and commencement
2. Interpretation

PART 2

Register of persons holding a controlled interest in land

Establishment and contents

3. Register of persons holding a controlled interest in land
4. Making of entries in the RCI
5. Amendment of the RCI
6. Timing of amending an entry
7. Associates – unique reference numbers
8. Protection of the RCI

Access to the RCI

9. Access to the RCI

PART 3

Duties to provide information

Status: This is the original version (as it was originally made).

Information to be provided by persons who own or tenant land subject to the control of another

- 10. Duty to notify of controlled interest and associates
- 11. Required details of an associate
- 12. Information about events affecting the RCI
- 13. Notification of associates about registration

Information associates must provide

- 14. Associate’s duty to notify of association
- 15. Duty of associate to provide information upon request

Security declaration

- 16. Security declaration
- 17. Revocation of security declarations
- 18. Appeals against decisions about security declarations

PART 4

Miscellaneous

Referrals

- 19. Referrals

Offences

- 20. Offence of giving false or misleading information
- 21. Defence to false or misleading information offences
- 22. Individual culpability where organisation commits offence

Other

- 23. Notification of Keeper on event of death, winding up or dissolution
- 24. Specified forms
- 25. Provision of information by the Keeper to Scottish Ministers

PART 5

Application and transitional provisions

- 26. Application of these Regulations
Signature

SCHEDULE 1

Persons who have significant influence or control over another

PART 1 Contractual or other arrangements with an individual

- 1. Application
- 2. Exceptions

PART 2 Partnerships

- 3. Application
- 4. Exceptions
- 5. Interpretation of Part 2

PART 3 Trusts

6. Application
 7. Exceptions
 8. Interpretation of this Part
- PART 4 Unincorporated bodies
9. Application
 10. Exceptions
 11. Interpretation of Part 4
- PART 5 Overseas entities
12. Application
 13. Exceptions
 14. Interpretation of Part 5
 15. Examples of significant influence and control include, in particular, where
—...
 16. “Legal entity” means a body corporate, partnership or an unincorporated...
 17. “Overseas entity” means a legal entity, other than a person...
 18. (1) For the purposes of paragraphs 19 and 23, “arrangement”...
 19. (1) If rights held by a person or rights held...
 20. (1) A reference to the voting rights in an overseas...
 21. (1) A reference to a power to appoint or remove...
 22. (1) A person holds a right “indirectly” if the person...
 23. (1) Where a person controls a right, the right is...
 24. (1) Rights that are exercisable only in certain circumstances are...
 25. (1) An individual does not meet a condition mentioned in...
- SCHEDULE 2 List of persons subject to other transparency regimes
1. Charitable incorporated associations
 2. Companies and other bodies corporate
 3. Public authorities
 4. Partnerships other than general partnerships
- SCHEDULE 3 Evidence to support security declarations
1. Orders and interdicts
 2. Attestations
- Explanatory Note