



Crofters (Scotland) Act 1993

1993 CHAPTER 44

Compensation for improvements and for deterioration or damage

34 Compensation to landlord for deterioration or damage.

(1) Where—

- (a) a crofter renounces his tenancy or is removed from his croft, or
- (b) the tenancy of a croft, being a tenancy the interest of the tenant under which is comprised in the estate of a deceased crofter, is terminated in pursuance of section 16(3) of the 1964 Act,

the landlord shall be entitled to recover from the crofter or, as the case may be, from the executor of the deceased crofter compensation for any deterioration of, or damage to, any fixed equipment provided by the landlord committed or permitted by the crofter or, as the case may be, by the deceased crofter or his executor.

- (2) The amount of the compensation payable under subsection (1) above shall be the cost, as at the date of the crofter's quitting the croft or, as the case may be, of the termination of the tenancy, of making good the deterioration or damage; and the landlord shall be entitled to set off the amount so payable against any compensation payable by him in respect of permanent improvements.
- (3) The amount of the compensation payable under subsection (1) above shall, failing agreement, be fixed by the Land Court.

Changes to legislation:

There are currently no known outstanding effects for the Crofters (Scotland) Act 1993, Section 34.