

2012 No. 296

**CROFTERS, COTTARS AND SMALL LANDHOLDERS
REGISTERS AND RECORDS**

**The Crofting Register (Notice of First Registration) (Scotland)
Order 2012**

<i>Made</i>	- - - -	<i>30th October 2012</i>
<i>Laid before the Scottish Parliament</i>		<i>1st November 2012</i>
<i>Coming into force</i>	- -	<i>30th November 2012</i>

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 12(8)(b) and 53(2)(a) of the Crofting Reform (Scotland) Act 2010^(a) and all other powers enabling them to do so.

Citation and commencement

1. This Order may be cited as the Crofting Register (Notice of First Registration) (Scotland) Order 2012 and comes into force on 30th November 2012.

Notice of first registration

2. The form of notice which is—
- (a) in the case of a croft, set out in Schedule 1;
 - (b) in the case of a common grazing, set out in Schedule 2; and
 - (c) in the case of land held runrig, set out in Schedule 3,

is prescribed for the purposes of section 12(8)(b) of the Crofting Reform (Scotland) Act 2010.

PAUL WHEELHOUSE

Authorised to sign by the Scottish Ministers

St Andrew's House,
Edinburgh
30th October 2012

^(a) 2010 asp 14 ("the 2010 Act"). Section 12(10) of the 2010 Act contains a definition of "prescribed" for the purpose of section 12(8). Section 12 is applied, with modifications, to common grazings by section 28 of and paragraph 5 of schedule 3 to the 2010 Act and to land held runrig by section 32 of that Act.

SCHEDULE 1

Article 2(a)

FORM OF NOTICE OF FIRST REGISTRATION OF A CROFT

Crofting Reform (Scotland) Act 2010

Notice of first registration of croft

This notice is intimation that the croft known as *[insert name and number of croft, as appropriate]* has been the subject of a first registration in the Crofting Register under the provisions of the Crofting Reform (Scotland) Act 2010 (“the 2010 Act”).

If you are a person mentioned in section 12(3) of the 2010 Act, or are otherwise aggrieved by the registration of the croft to which this notice relates, you may apply to the Scottish Land Court to challenge the registration in accordance with section 14 of the 2010 Act. Any such application must, subject to section 14(2) of the 2010 Act, be made no later than 9 months from the date on which the Crofting Commission issued notification of the registration under section 12(1) of the 2010 Act. In this case, that date was *[insert date of notification]*.

Information relating to this registration, including maps or plans, can be viewed online on the Crofting Register at www.crofts.ros.gov.uk/register/home. Alternatively, contact the Keeper of the Registers of Scotland in writing at Meadowbank House, 153 London Road, Edinburgh EH8 7AU or Hanover House, 24 Douglas Street, Glasgow G2 7NQ.

Name of applicant(s) for registration: *[insert full name(s) of applicant(s) for registration]*

Date of notice: *[insert date notice affixed]*

SCHEDULE 2

Article 2(b)

FORM OF NOTICE OF FIRST REGISTRATION OF A COMMON GRAZING

Crofting Reform (Scotland) Act 2010

Notice of first registration of common grazing

This notice is intimation that the [*insert name of common grazing*] common grazing has been the subject of a first registration in the Crofting Register under the provisions of the Crofting Reform (Scotland) Act 2010 (“the 2010 Act”).

If you are a person mentioned in section 12(3) of the 2010 Act, or are otherwise aggrieved by the registration of the common grazing to which this notice relates, you may apply to the Scottish Land Court to challenge the registration in accordance with section 14 of the 2010 Act. Any such application must, subject to section 14(2) of the 2010 Act, be made no later than 9 months from the date on which the Crofting Commission issued notification of the registration under section 12(1) of the 2010 Act. In this case, that date was [*insert date of notification*].

Information relating to this registration, including maps or plans, can be viewed online on the Crofting Register at www.crofts.ros.gov.uk/register/home. Alternatively, contact the Keeper of the Registers of Scotland in writing at Meadowbank House, 153 London Road, Edinburgh EH8 7AU or Hanover House, 24 Douglas Street, Glasgow G2 7NQ.

Name of applicant(s) for registration: [*insert full name(s) of applicant(s) for registration*]

Date of notice: [*insert date notice affixed*]

SCHEDULE 3

Article 2(c)

FORM OF NOTICE OF FIRST REGISTRATION OF LAND HELD RUNRIG

Crofting Reform (Scotland) Act 2010

Notice of first registration of land held runrig

This notice is intimation that the [*insert name of land held runrig*] land held runrig has been the subject of a first registration in the Crofting Register under the provisions of the Crofting Reform (Scotland) Act 2010 (“the 2010 Act”).

If you are a person mentioned in section 12(3) of the 2010 Act, or are otherwise aggrieved by the registration of the land held runrig to which this notice relates, you may apply to the Scottish Land Court to challenge the registration in accordance with section 14 of the 2010 Act. Any such application must, subject to section 14(2) of the 2010 Act, be made no later than 9 months from the date on which the Crofting Commission issued notification of the registration under section 12(1) of the 2010 Act. In this case, that date was [*insert date of notification*].

Information relating to this registration, including maps or plans, can be viewed online on the Crofting Register at www.crofts.ros.gov.uk/register/home. Alternatively, contact the Keeper of the Registers of Scotland at Meadowbank House, 153 London Road, Edinburgh EH8 7AU or Hanover House, 24 Douglas Street, Glasgow G2 7NQ.

Name of applicant(s) for registration: [*insert full name(s) of applicant(s) for registration*]

Date of notice: [*insert date notice affixed*]

EXPLANATORY NOTE

(This note is not part of the Order)

Section 12(8) of the Crofting Reform (Scotland) Act 2010 provides that in most cases the applicant for first registration of a croft, common grazing or land held runrig in the Crofting Register must, on receipt of the certificate of registration, give public notice of the registration by—

- placing an advertisement, for two consecutive weeks, in a local newspaper circulating in the area where the croft, common grazing or land held runrig is situated, and
- affixing a conspicuous notice in the prescribed form to a part of the croft, common grazing or land held runrig.

This Order prescribes that form of notice.

A business and regulatory impact assessment has not been produced as no impact on the private, voluntary or public sector is foreseen.

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SCOTTISH STATUTORY INSTRUMENTS

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