

NOTIFICATIONS AND GROUNDS AND DECISIONS FOR APPLICATIONS DECIDED

Applications between 25/09/17 – 02/10/17

N.B. If your area is not shown in the list below, this is due to no notifications being recorded/ applications decided in your area for the specified period.

Argyll, Skye & Lochalsh, South and West Inverness

Croft: 1/36 Elgol
Parish: Strath
Reg No: I3981
Case Number: 81174
Application Type: Decrofting – Part Croft

Decision – Approved		Extent: 0.02515 ha
Grounds for Decision		
Having considered all of the available information, the Commission is satisfied this application is for a reasonable purpose and that the extent of the land applied for is not excessive in relation to that purpose. The Commission has therefore agreed to grant the Direction as requested.		
Conditions of Direction		
Purpose:	Extension to existing house site	
Enclosure of area:	The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of development being completed. That fence shall be maintained in good order and repair by each successive owner or occupier of the land.	

Caithness, Orkney & Shetland

Croft: Noonsbrough
Parish: Aithsting
Reg No: Z1637
Case Number: 76399
Application Type: Sublet

Decision – Approved	
Grounds for Decision	
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.	
The period of sublet shall be for 10 years	
Specific conditions	
For the duration of this sublet, the duties set out in the Act relating to residence and land use must be fulfilled.	

Croft: **Skoetaing**
Parish: **Aithsting**
Reg No: **Z1497**
Case Number: **76400**
Application Type: **Sublet**

Decision – Approved
Grounds for Decision
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.
The period of sublet shall be for 10 years
Specific conditions
For the duration of this sublet, the duties set out in the Act relating to residence and land use must be fulfilled.

Croft: **Galdron**
Parish: **Aithsting**
Reg No: **Z1548**
Case Number: **76404**
Application Type: **Sublet**

Decision – Approved
Grounds for Decision
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.
The period of sublet shall be for 10 years
Specific conditions
For the duration of this sublet, the duties set out in the Act relating to residence and land use must be fulfilled.

Croft: **Skurds & Loch**
Parish: **Aithsting**
Reg No: **Z1556**
Case Number: **76405**
Application Type: **Sublet**

Decision – Approved
Grounds for Decision
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.
The period of sublet shall be for 10 years
Specific conditions
For the duration of this sublet, the duties set out in the Act relating to residence and land use must be fulfilled.

Croft: **Setter (Apportionment)**
Parish: **Aithsting**
Reg No: **Z3629**
Case Number: **76406**
Application Type: **Sublet**

Decision – Approved
Grounds for Decision
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.
The period of sublet shall be for 10 years
Specific conditions
For the duration of this sublet, the duties set out in the Act relating to residence and land use must be fulfilled.

Croft: **Elvister**
Parish: **Walls, Shetland**
Reg No: **Z2282**
Case Number: **76422**
Application Type: **Sublet**

Decision – Approved
Grounds for Decision
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.
The period of sublet shall be for 5 years
Specific conditions
For the duration of this sublet, the duties set out in the Act relating to residence and land use must be fulfilled.

Croft: **Bardister**
Parish: **Walls, Shetland**
Reg No: **Z2232**
Case Number: **76423**
Application Type: **Sublet**

Decision – Approved
Grounds for Decision
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.
The period of sublet shall be for 5 years
Specific conditions
For the duration of this sublet, the duties set out in the Act relating to residence and land use must be fulfilled.

Croft: **Bardister**
Parish: **Walls, Shetland**
Reg No: **Z2231**
Case Number: **79231**
Application Type: **Sublet**

Decision – Approved
Grounds for Decision
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.
The period of sublet shall be for 5 years
Specific conditions
For the duration of this sublet, the duties set out in the Act relating to residence and land use must be fulfilled.

Highland (excl Caithness)

Croft: **Torrangorm**
Parish: **Kiltarlity**
Reg No: **I2921**
Case Number: **81194**
Application Type: **Decrofting – part croft**

Decision – Approved	Extent: 0.042ha
Grounds for Decision	
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.	
Conditions of Direction	
Purpose:	Existing house site
Conditions:	<ol style="list-style-type: none"> 1. The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of the date of the direction. 2. That fence shall be maintained in good order and repair by each successive owner or occupier of the land.

Croft: **88 Achmelvich**
Parish: **Assynt**
Reg No: **S0001**
Case Number: **78254**
Application Type: **Assignation**

Decision – Approved
Grounds for Decision
Having considered all of the available information, the Commission is satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or will have an adverse effect on the sustainable development of the crofting community and the application has been granted.

Croft: **Badbea**
Parish: **Lochbroom**
Reg No: **R2483**
Case Number: **81823**
Application Type: **Division**

Decision – Approved
Grounds for Decision
Having considered all of the available information, the Commission is satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or will have an adverse effect on the sustainable development of the crofting community and the application has been granted.

Croft: **11 Cove**
Parish: **Gairloch**
Reg No: **R1479**
Case Number: **80346**
Application Type: **Decrofting – part croft**

Decision – Approved	Extent: 0.144 ha
Grounds for Decision	
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.	
Conditions of Direction	
Purpose:	Amenity Ground
Enclosure	<ol style="list-style-type: none"> 1. The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of the date of the direction. 2. That fence must be maintained in good order and repair by each successive owner or occupier of the land.

Western Isles

Croft: **7 Ranish**
Parish: **Lochs**
Reg No: **R3349**
Case Number: **81626**
Application Type: **Assignment**

Decision – Approved
Grounds for Decision
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.

Croft: **20 Galson**
Parish: **Barvas**
Reg No: **R0802**
Case Number: **82565**
Application Type: **Decrofting – croft house site and garden ground –
in advance of purchase**

Decision – Approved		Extent: 0141ha
Grounds for Decision		
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.		
Conditions of Direction:		
Enclosure of area:	Within four months of acquisition of the land by the crofter or nominee	
Additional Conditions:	Fence shall be maintained in good order and repair by each successive owner or occupier of the land	

Croft: **11 Rushgarry**
Parish: **Harris**
Reg No: **I5849**
Case Number: **80757**
Application Type: **Decrofting – part croft – in advance of purchase**

Decision – Approved		Extent: 0.120ha
Grounds for decision		
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.		
Conditions of Direction		
Purpose:	Site for new dwelling house	
Enclosure:	Within four months of date of the development being completed.	
Additional Conditions:	Fence shall be maintained in good order and repair by each successive owner or occupier of the land.	

Croft: **20 Upper Shader**
Parish: **Barvas**
Reg No: **R1008**
Case Number: **81063**
Application Type: **Decrofting – croft house site and garden ground –
in advance of purchase**

Decision – Approved		Extent: 0.118ha
Grounds for Decision		
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.		
Conditions of Direction:		
Enclosure of area:	Within four months of acquisition of the land by the crofter or nominee	
Additional Conditions:	Fence shall be maintained in good order and repair by each successive owner or occupier of the land	

Croft: **12 Drinishadder**
Parish: **Harris**
Reg No: **I1645**
Case Number: **81924**
Application Type: **Assignment**

Decision – Approved	
Grounds for Decision	
The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.	

Croft: **16 Swainbost**
Parish: **Barvas**
Reg No: **R1199**
Case Number: **80608**
Application Type: **Decrofting – croft house site and garden ground –
in advance of purchase**

Decision – Approved		Extent: 0.08 ha
Grounds for Decision		
The Commission has considered the application under section 25(4) of the Crofters (Scotland) Act 1993 to decroft the croft house site and garden ground extending to 0.08 hectares and, under sections 24(3) and 25(1)(b) of the 1993 Act, gives a direction . The Commission is satisfied on the available evidence that the site consists only of the dwellinghouse on or pertaining to the croft. The Commission is further satisfied that the extent of the garden ground included in the application is appropriate for the reasonable enjoyment of the dwellinghouse as a residence.		
Conditions of Direction		
Enclosure of area:	With a stockproof fence within four months of acquisition	
Additional Conditions:	Fence to be maintained in good order and repair by each successive owner or occupier of the land.	

Croft: 22b Crossbost
Parish: Lochs
Reg No: R3029
Case Number: 81341
Application Type: Assignation

Decision – Approved

Grounds for Decision

The application provided us with all necessary information to take a decision and is in line with the Commission Plan and Policy Guidance. We are therefore satisfied that the application does not adversely affect the interests of the estate, the crofting community, the public at large or have an adverse effect on the sustainable development of the crofting community.

Croft: 6 Coilleag
Parish: South Uist
Reg No: I4935
Case Number: 83335
Application Type: Consent to be absent

Decision – Approved

Grounds for Decision

The Crofting Commission gives its consent to an absence from 1 October 2017 to 1 October 2022, to the crofter living outwith 32km of her croft, due to employment commitments, on the following grounds:

We are satisfied on the available evidence that there is good reason for the crofter not to be ordinarily resident on, or within 32km of, the croft.

Specific Conditions

The consent provided does not relieve the crofter of her duty to cultivate and maintain the croft or, with the landlord's consent, put the croft to a purposeful use. We therefore recommend that the crofter should put in place arrangements to ensure cultivation of the croft, if she has not done so already. If she does not cultivate and maintain the croft, or put it to a purposeful use, she will be in breach of her duties under sections 5B and 5C of the Crofters (Scotland) Act 1993. The Commission is empowered to take action to enforce these duties under sections 26A to 26K of the 1993 Act.