

NOTIFICATIONS AND GROUNDS AND DECISIONS FOR APPLICATIONS DECIDED

Applications between 30/10/17 – 06/11/17

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: 2 Baile lochdrach
Parish: Kilchattan
Reg No: A1601
Case Number: 83865
Application Type: Consent to be Absent

Decision – Refused

Grounds for Decision

Tenant provided no firms plans to return to the croft and there was no provision made for the working of the croft during the period of absence.

Croft: Aroigan Croft No. 1
Parish: Kilmore & Kilbride
Reg No: A1934
Case Number: 83148
Application Type: Letting of a Vacant Croft by a Landlord

Complex Decision – Approved

Grounds for Decision

The Commission has considered your application to let the whole croft at Aroigan Croft No. 1 under section 23(3) of the Crofters (Scotland) Act 1993 (“the 1993 Act”) to Robert McKellar and has **approved** your application on the following grounds:

- We have received no objections from any members of the crofting community. The Commission considers on the available evidence that the consent hereby provided will not have an adverse effect on the interests of the crofting community in the locality of the croft or on the sustainable development of that crofting community. Approval of the application will bring a new entrant to crofting who will, on the available evidence, cultivate the croft
- We are satisfied on the available evidence that the approval of the letting will not adversely affect the interests of the public at large. We have not received any other objections under subsection (4) or (5A) of section 58A of the 1993 Act.
- We have had regard to whether the proposed assignee will be ordinarily resident on or within 32 kilometres of the croft and are satisfied from the available evidence that the proposed tenant will relocate to the croft within 2 years’ time and that he will visit the croft on a regular basis.
- We have had regard to the Commission’s policy plan and are satisfied that the approval hereby provided is consistent with our policy plan.

Croft: **½8 Edinbane**
Parish: **Duirinish**
Reg No: **I0991**
Case Number: **80868**
Application Type: **Sublet**

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.
The sublet of part of the croft will be for the fixed period of nine years.

Caithness, Orkney & Shetland

Croft: **Hillside, Mid Clyth**
Parish: **Latheron**
Reg No: **C0517**
Case Number: **80693**
Application Type: **Decrofting – part croft**

Decision – Approved	Extent: 0.12ha
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:	House Site and Garden Ground
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 date of the direction. 2. That fence must be maintained in good order and repair by each successive owner or occupier of the land.

Croft: **Lunning**
Parish: **Nesting**
Reg No: **Z1070**
Case Number: **78169**
Application Type: **Owner-Occupier Letting**

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: **Brabsterdorrان**
Parish: **Bower**
Reg No: **C0003**
Case Number: **83558**
Application Type: **Decrofting – croft house site and garden ground**

Decision – Approved		Extent: 0.12 ha
Grounds for Decision		
<p>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.</p>		
Conditions of Direction		
Enclosure of area:	<p>The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of the acquisition of the date of this direction.</p> <p>That fence shall be maintained in good order and repair by each successive owner or occupier of the land.</p>	

Croft: **Burrogill**
Parish: **Latheron**
Reg No: **C1211**
Case Number: **82387**
Application Type: **Decrofting – part croft**

Decision – Approved		Extent: 0.2ha
Grounds for Decision		
<p>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.</p>		
Conditions of Direction		
Purpose:	House Site and Garden Ground	
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 date of the development being completed. 2. That fence must be maintained in good order and repair by each successive owner or occupier of the land. 	

Croft: 18 Veensgarth (apportionment)
Parish: Tingwall
Reg No: Z1898
Case Number: 82999
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: Gossabrough (Middlesbrough)
Parish: Yell
Reg No: Z2668
Case Number: 82754
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: Gunnigarth
Parish: Yell
Reg No: Z2669
Case Number: 82764
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: **Haa, Gossabrough**
Parish: **Yell**
Reg No: **Z2673**
Case Number: **82766**
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: **Berg**
Parish: **Northmavine**
Reg No: **Z1375**
Case Number: **81337**
Application Type: **Decrofting – croft house site and garden ground**

Decision – Approved	Extent: 0.076 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	
Enclosure of area:	The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of the acquisition of the land by the crofter or nominee. That fence shall be maintained in good order and repair by each successive owner or occupier of the land.

Croft: **Mayfield**
Parish: **Sandsting**
Reg No: **Z1671**
Case Number: **81564**
Application Type: **Decrofting – croft house site and garden ground**

Decision – Approved	Extent: 0.18 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:	
Enclosure of area:	The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of the acquisition of the land by the crofter or nominee. That fence shall be maintained in good order and repair by each successive owner or occupier of the land.

Highland (excl Caithness)

Croft: 6 & 12 Isle of Ewe
Parish: Gairloch
Reg No: R5920
Case Number: 83947
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: 14 Ardersier Mains
Parish: Ardersier
Reg No: I0065
Case Number: 82311
Application Type: Decrofting – part croft

Decision – Approved	Extent: 0.1265ha
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:	House Site and Garden Ground
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 date of the development being completed.2. That fence must be maintained in good order and repair by each successive owner or occupier of the land.

Croft: 5 Market Hill
Parish: Boleskine & Abertarff
Reg No: I0661
Case Number: 83233
Application Type: Short term letting

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: North Teavarron
Parish: Kiltarlity
Reg No: I5716
Case Number: 76725
Application Type: Decrofting – part croft

Decision – Approved		Extent: 0.294ha
Grounds for Decision		
<p>The Commission has considered the application under sections 24A and 25(1)(a) of the Crofters (Scotland) Act 1993 to decroft an area extending to 0,294 hectares for an existing house site and garden/amenity area and have decided to grant a decrofting direction under section 24B of the Act.</p> <ul style="list-style-type: none"> We note that the application was initially to decroft 0.442 hectares of the croft, but that you subsequently amended the application to reduce the garden/amenity area to 0.294 hectares. The Commission is satisfied on the available evidence that the amended application is for a reasonable purpose within the meaning of section 20 of the Act, is not excessive in relation to the stated purpose. The Commission is satisfied that the granting of the direction will not have a negative impact on the remainder of the croft. 		
Conditions of Direction		
Purpose:	House Site and Garden Ground	

Croft: 39 Mellon Charles
Parish: Gairloch
Reg No: R1677
Case Number: 82154
Application Type: Decrofting – part croft

Decision – Approved		Extent: 0.131 ha
Grounds for Decision		
<p>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.</p>		
Conditions of Direction		
Purpose:	House Site and Garden Ground	
Conditions:	<ol style="list-style-type: none"> The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of date of the development being completed. That fence must be maintained in good order and repair by each successive owner or occupier of the land. 	

Western Isles

Croft: 93 Bualadubh
Parish: South Uist
Reg No: I4890
Case Number: 83520
Application Type: Assignment

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: 96 Bualadubh
Parish: South Uist
Reg No: I4893
Case Number: 83519
Application Type: Assignment

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: 187A Balnabodach
Parish: Barra
Reg No: I7416
Case Number: 82606
Application Type: Decrofting – Part Croft

Decision – Approved	Extent: 0.088 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:	Site for a dwellinghouse.
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.

Croft: 19 Lower Shader
Parish: Barvas
Reg No: R0968
Case Number: 79602
Application Type: Decrofting – Part Croft

Decision – Approved		Extent: 0.105 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:	To provide a site for a dwellinghouse.	
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.	

Croft: 3 Locheynort
Parish: South Uist
Reg No: I5388
Case Number: 82799
Application Type: Assingation

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.	