

NOTIFICATIONS AND GROUNDS AND DECISIONS FOR APPLICATIONS DECIDED

Applications between 03/09/18 – 09/09/18

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: Isle of Rum Croft No 2
Parish: Small Isles
Reg No: 16271
Case Number: 89121
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: 16 Moss & Blain
Parish: Arisaig & Moidart
Reg No: 10139
Case Number: 74252
Application Type: Apportionment

Decision – Approved
Grounds for Decision
<p>The Commission considered this application submitted under section 52(4) of the Crofters (Scotland) Act 1993 (“the Act”) to apportion part of the Moss and Blain Common Grazings extending in total to 0.439 ha in respect of the grazing share pertaining to 16 Moss and Blain. The proposed use is to provide access to the croft house at 16 Moss and Blain. The application is granted on the following grounds:</p> <ul style="list-style-type: none">• The Commission are satisfied that the Apportionment will be for the exclusive use of the applicant;• The owner of the Common Grazings supports the application;• There was no evidence to suggest that the apportionment will adversely affect the interests of the remaining shareholders in the grazings.

Croft: **5 Ullinish**
Parish: **Bracadale**
Reg No: **I0858**
Case Number: **89868**
Application Type: **Decrofting – Croft House Site and Garden Ground**

Decision – Approved		Extent: 0.085 ha
Grounds for Decision		
Having considered all of the available information, the Commission is satisfied as required by the Crofters (Scotland) Act 1993 that the site consists only of the dwellinghouse on or pertaining to the croft and that the extent of the garden ground is appropriate for the reasonable enjoyment of the dwellinghouse as a residence and has agreed to grant the Direction as requested.		
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.	

Caithness, Orkney & Shetland

Croft: **Gersa**
Parish: **Thurso**
Reg No: **C1403**
Case Number: **89834**
Application Type: **Decrofting – Part Croft**

Decision – Approved		Extent: 0.0825 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		
The land must as a first change of use, be used, let or disposed of as a site for a dwellinghouse.		
The land must be enclosed with a stockproof fence within four months of the development being completed.		
That fence shall be maintained in good order and repair by each successive owner or occupier of the land.		

Highland (excl Caithness)

Croft: 98 Torrobel
Parish: Lairg
Reg No: S1687
Case Number: 90801
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: 25 Ferintosh
Parish: Urquhart & Logie Wester
Reg No: R5623
Case Number: 89846
Application Type: Let of a Vacant Croft

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: 42 Braetongue
Parish: Tongue
Reg No: S1961
Case Number: 89157
Application Type: Decrofting – Part Croft

Decision – Approved	Extent: 0.163 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	
The land must as a first change of use, be used, let or disposed of as a house site.	
The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of the development being completed.	
That fence shall be maintained in good order and repair by each successive owner or occupier of the land.	

Croft: 13 Scouriemore
Parish: Eddrachilles
Reg No: S0975
Case Number: 89786
Application Type: Short Term Letting v3

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.
Conditions:
The sublet/short term let will be for the fixed period of 3 years.

Croft: 199 Clashmore
Parish: Assynt
Reg No: S0095
Case Number: 85992
Application Type: Division

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: 1 Murlaggan
Parish: Kilmonivaig
Reg No: I2335
Case Number: 89116
Application Type: Decrofting – croft house site and garden ground –
in advance of purchase

Decision – Approved	Extent: 0.082 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.	

Croft: 8 Inveroy
Parish: Kilmonivaig
Reg No: I2348
Case Number: 83990
Application Type: Part Croft Decrofting

Decision – Approved
Grounds for Decision
<p>The Commission has considered your application under section 24A and 25(1)(a) of the Crofters (Scotland) Act 1993 to decroft an area of 0.093 ha, the stated purpose being the site of an existing garage and amenity ground and gives a direction on the following grounds:</p> <ol style="list-style-type: none">1. Under section 25(1)(a) of the Act, the application is considered to be for a reasonable purpose (within the meaning of section 20 of the Act).2. Paragraph 67 of The Crofting Commission’s Policy Plan, states that: “<i>When considering applications, the Commission will wish to ensure that suitable access arrangements are provided for any croft land</i>”. Following the applicants’ modification of their application, removing the access road to remaining croft land from their application, there are no issues with access.

Western Isles

Croft: 11 Borve, Berneray
Parish: Harris
Reg No: I1562
Case Number: 90604
Application Type: Assingation

Decision – Approved
Grounds for Decision
<p>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.</p>

Croft: 8 Sand Street
Parish: Stornoway
Reg No: R3932
Case Number: 89585
Application Type: Assingation

Decision – Approved
Grounds for Decision
<p>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.</p>

Croft: 11a Tolstachaolish
Parish: Uig
Reg No: R5490
Case Number: 88825
Application Type: Decrofting – Croft House Site and Garden Ground

Decision – Approved		Extent: 0.043 ha
Grounds for Decision		
Having considered all of the available information, the Commission is satisfied as required by the Crofters (Scotland) Act 1993 that the site consists only of the dwellinghouse on or pertaining to the croft and that the extent of the garden ground is appropriate for the reasonable enjoyment of the dwellinghouse as a residence and has agreed to grant the Direction as requested.		
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: 68a North Tolsta
Parish: Stornoway
Reg No: R4725
Case Number: 89036
Application Type: Decrofting – Croft House Site and Garden Ground

Decision – Approved		Extent: 0.155 ha
Grounds for Decision		
Having considered all of the available information, the Commission is satisfied as required by the Crofters (Scotland) Act 1993 that the site consists only of the dwellinghouse on or pertaining to the croft and that the extent of the garden ground is appropriate for the reasonable enjoyment of the dwellinghouse as a residence and has agreed to grant the Direction as requested.		
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: 2 & 3 Airidh-Mhullin
Parish: South Uist
Reg No: I4720
Case Number: 90506
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: 7 Newvalley
Parish: Stornoway
Reg No: R4337
Case Number: 88828
Application Type: Decrofting – Part Croft – Proposed new dwellinghouse

Decision – Approved	Extent: 0.101 ha
Grounds for Decision	
<p>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.</p>	
Conditions of Direction	
<p>The land must as a first change of use, be used, let or disposed of as dwellinghouse.</p> <p>The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of acquisition.</p> <p>That fence shall be maintained in good order and repair by each successive owner or occupier of the land.</p>	

Croft: 46 Upper Bayble
Parish: Stornoway
Reg No: R3732
Case Number: 87526
Application Type: Assingation

Decision – Approved
Grounds for Decision
<p>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.</p>

Croft: 34 North Tolsta
Parish: Stornoway
Reg No: R4690
Case Number: 88721
Application Type: Subletting

Decision – Approved
Grounds for Decision
<p>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.</p>
Conditions
<p>The sublet will be for the fixed period of 10 years.</p>

Croft: 17b South Shawbost
Parish: Barvas
Reg No: R1131
Case Number: 4.21.54452
Application Type: Apportionment

Decision – Approved	Extent: 0.661 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>	
Purpose	
Grazing and silage cutting	
Conditions	
<p>(FIRST) The apportionment will be granted for the period of 15 years from the date of the apportionment Order. At the end of the 15 year period, should the applicant or his successor wish to continue the apportionment, it will be necessary to apply to the Commission for an extension of the period, in which event the Commission will consider whether to grant the extension or return the area to common grazing.</p> <p>(FIRST) The applicant shall, within 2 years of the date of this letter, enclose the apportioned area (so far as not already enclosed) with stockproof fences and gates to the Commission's satisfaction. The apportionment shall not become effective until the said fences and gates have been duly erected and have been approved by the Commission. <u>Should the fencing not be completed within the 2 years allowed, the offer of apportionment will lapse.</u></p> <p>(SECOND) The applicant and his successors shall, in all time coming, maintain in a sound and stockproof condition the new fences and gates erected and that without prejudice to any liability he may have for the maintenance of any other fences bounding the said area of ground.</p> <p>(THIRD) The souming in the said common grazings in respect of 17B South Shawbost (R1131) shall be reduced from eighteen sheep and one cow to seventeen sheep and one cow.</p> <p>(FOURTH) The applicant's liability for township expenses including expenses incurred by the Committee in maintaining the common grazings and in providing, maintaining or replacing any fixed equipment required in connection therewith shall, notwithstanding the foregoing abatement of souming, remain as hitherto (that is to say, based on the original souming), but you may apply to the Committee for modification of your township obligations and if you are dissatisfied with the decision of the Committee on such an application, you may then appeal to the Commission.</p> <p>(FIFTH) This apportionment is granted on the understanding that you will use the area apportioned for grazing and silage cutting.</p> <p>(SIXTH) All existing rights of access over the area apportioned shall be reserved.</p>	

Croft: 97 Borve
Parish: Barra
Reg No: I0285
Case Number: 90966
Application Type: Sublet (part croft)

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.
Conditions
The sublet will be for the fixed period of 10 years.

Croft: 97 Borve
Parish: Barra
Reg No: I0285
Case Number: 90967
Application Type: Sublet (part croft)

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.
Conditions
The sublet will be for the fixed period of 10 years.