

NOTIFICATIONS AND GROUNDS AND DECISIONS FOR APPLICATIONS DECIDED

Applications between 03/12/18 – 09/12/18

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: 2 & Pt 3 Borreraig Park (share)
Parish: Duirinish
Reg No: I1152
Case Number: 93156
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.

Croft: 28 Mains Bernisdale
Parish: Snizort
Reg No: I3587
Case Number: 89541
Application Type: Decrofting – Croft House Site and Garden Ground

Decision – Approved	Extent: 0.19 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: 65 Ormsaigbeg, Craigard
Parish: Ardnamurchan & Sunart
Reg No: A0289
Case Number: 91577
Application Type: Decrofting – Part Croft

Decision – Approved	Extent: 0.0375 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.	

Caithness, Orkney & Shetland

Croft: Brunatwatt
Parish: Walls, Shetland
Reg No: Z2255
Case Number: 91270
Application Type: Decrofting – Part Croft

Decision – Approved	Extent: 0.122 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 be enclosed (so far as not already enclosed) with a stockproof fence within four months of the date of the Direction. That fence shall be maintained in good order and repair by each successive owner or occupier of the land.	

Croft: The Loch
Parish: Aithsting
Reg No: Z1475
Case Number: 92862
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.

Highland (excl Caithness)

Croft: Heights of Fodderty
Parish: Fodderty
Reg No: R1346
Case Number: 91714
Application Type: Decrofting – Part Croft

Decision – Approved	Extent: 0.181 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.	

Croft: 1 Fearnabeg
Parish: Applecross
Reg No: R0115
Case Number: 87622
Application Type: Subletting

Decision – Approved
Grounds for Decision
<p>The Commission has considered the application under section 27 of the Crofters (Scotland) Act 1993 (“the 1993 Act”) to sublet the croft at 1 Fearnabeg for a period of 5 years and decided to grant the application on the following grounds:</p> <ul style="list-style-type: none">• Section 58A(7) of the 1993 Act stipulates the factors to which the Crofting Commission is obliged to give regard to when reaching a decision on applications for Commission consent to the sublet of the tenancy of a croft.• In terms of sections 58A(7)(a)(i) of the 1993 Act, the Commission must have regard to whether any person is or will be ordinarily resident on, or within 32 km, of the crofts. The Commission is satisfied that the residency duty will be met by the proposed subtenant, Kenneth Cameron.• In terms of section 58A(7)(a)(ii) of the 1993 Act, the Commission must have regard to whether the crofts will be cultivated or put to some other purposeful use. The Commission notes that Mr Cameron currently tenants four crofts and has the subtenancy of another two crofts in Applecross Parish. He has had the unofficial use of the croft 1 Fearnabeg for a number of years as part of a relatively large-scale crofting business. Mr Cameron fully utilises the croft land at his disposal. The Commission is therefore satisfied that the land use duties will be met by the proposed subtenant.• In terms of section 58(7)(b), (c), (d) and (f) of the 1993 Act, the Commission are required to have regard to the interests of the estate, the interests of the crofting community and its sustainability and any objections received. The Commission noted that no objections to the proposed subletting have been received from the landlord or any member of the crofting community. The Commission is satisfied that the sublet will have no adverse impact on these interests.• In terms of section 58(7)(e) of the 1993 Act, the Commission are required to have regard to the interests of the public at large. The Commission has found no evidence to suggest that the interests of the public at large would be affected, either positively or negatively by the proposed sublet.• In terms of section 58A(7)(g) of the 1993 Act, the Commission are required to have regard to its Policy plan. The Commission have had regard to the Commission’s Policy Plan and is satisfied that the consent hereby provided is consistent with the Policy Plan as it relates to subletting.
Conditions
The sublet will be for the fixed period of 5 years.

Croft: 242 Torrisdale
Parish: Tongue
Reg No: S2115
Case Number: 92436
Application Type: Assignment

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: 17 Syre (Share)
Parish: Farr
Reg No: S2297
Case Number: 91527
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: 161 Portskerra
Parish: Farr
Reg No: S1286
Case Number: 91802
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: Gregor's Croft
Parish: Lochbroom
Reg No: R6700
Case Number: 92477
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: 2 Camusterrach
Parish: Applecross
Reg No: R0078
Case Number: 90052
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.

Western Isles

Croft: **5 Claddach Carinish**
Parish: North Uist
Reg No: I4327
Case Number: 92894
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: **10 Drimsdale**
Parish: South Uist
Reg No: I4984
Case Number: 93343
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: **18 Grenetote**
Parish: North Uist
Reg No: I4390
Case Number: 93227
Application Type: Subletting

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: **10 Steinish**
Parish: Stornoway
Reg No: R4593
Case Number: 92853
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: 28b Claddach Baleshare
Parish: North Uist
Reg No: I5828
Case Number: 87751
Application Type: Decrofting – Part Croft

Decision – Approved	Extent: 0.100 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 a site for a dwellinghouse.</p> <p>The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of the development being completed.</p> <p>That fence shall be maintained in good order and repair by each successive owner or occupier of the land.</p>	

Croft: 4 Caversta
Parish: Lochs
Reg No: R2974
Case Number: 92856
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 let will be for the fixed period of 10 years.</p>

Croft: 1 Caversta
Parish: Lochs
Reg No: R2971
Case Number: 92860
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 term let will be for the fixed period of 10 years.</p>

Croft: 29 Muir of Aird (Shares)
Parish: South Uist
Reg No: I7013
Case Number: 91508
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: 13 Orinsay
Parish: Lochs
Reg No: R3341
Case Number: 93759
Application Type: Consent to be absent

Decision – Approved

Grounds for Decision

The Commission has considered the application for consent to be absent from the croft under section 21B of the Crofters (Scotland) Act 1993, is satisfied that there is a good reason for the crofter not to be ordinarily resident on, or within, 32 kilometres of the croft and grants the crofter consent to be absent until (1 December 2023).

Croft: 10 Askernish
Parish: South Uist
Reg No: I6173
Case Number: 91279
Application Type: Subletting

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 7 years.

Croft: 15 Valtos
Parish: Uig
Reg No: R5534
Case Number: 91045
Application Type: Decrofting – Part Croft

Decision – Approved	Extent: 0.01 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 an existing garage and car park.	
The land must be enclosed (so far as not already enclosed) with a stockproof fence within four months of acquisition.	
That fence shall be maintained in good order and repair by each successive owner or occupier of the land.	