



**CROFTING COMMISSION
COIMISEAN NA CROITEARACHD**

Great Glen House, Leachkin Road,
Inverness IV3 8NW
T: (01463) 663439 • F: (01463) 725067
E: info@crofting.scotland.gov.uk
W: www.crofting.scotland.gov.uk

Exchange of Tenanted Croft Land Application

There is a requirement to register your croft land,
please read Section 1 in the guidance notes:

Requirement to Register your Croft Land



OFFICE USE ONLY

CASE No:

CROFT AND CURRENT CROFTER DETAILS

ALL FIELDS MUST BE COMPLETED

1 Croft 1 Details

Croft:

Parish:

Crofting Commission Register Number

Registers of Scotland

Register Number (where registered):

Main Location

Code: (MLC)

2 Crofter 1 Details

Surname:

Title:

Forename(s):

Date of Birth¹:

Main Residential Address:

Postcode:

Telephone:

Alternative Telephone:

E-mail Address:

I agree to communication regarding this application by e-mail

Yes

No

¹ The Act was amended on 1 October 2011 to include the requirement that the age and date of birth of the tenant of each croft shall be entered in the Register.

3 Agent Details for Crofter (only if applicable)

Name:

Postal Address:

Postcode:

Telephone:

Alternative Telephone:

E-mail Address:

I agree to communication regarding this application by e-mail

Yes

No

4 Croft 2 Details

Croft:

Parish:

Crofting Commission Register Number

Registers of Scotland

Register Number (where registered):

Main Location

Code: (MLC)

5 Crofter 2 Details

Surname:

Title:

Forename(s):

Date of Birth¹:

Main Residential Address:

Postcode:

Telephone:

Alternative Telephone:

E-mail Address:

I agree to communication regarding this application by e-mail

Yes

No

¹ The Act was amended on 1 October 2011 to include the requirement that the age and date of birth of the tenant of each croft shall be entered in the Register.

6 Agent Details for Crofter (only if applicable)

Name:

Postal Address:

Postcode:

Telephone:

Alternative Telephone:

E-mail Address:

I agree to communication regarding this application by e-mail

Yes

No

Please note the croft land being exchanged **MUST** have the same landlord. The landlord **MUST** also be the owner of any common grazing in which the applicants share.

7 Landlord Details (additional details can be entered on Appendix 1)

Name:

Postal Address:

Postcode:

Telephone:

Alternative Telephone:

E-mail Address:

I agree to communication regarding this application by e-mail

Yes

No

8 Agent Details for Landlord (only if applicable) – additional agent details can be entered on Appendix 1

Name:

Postal Address:

Postcode:

Telephone:

Alternative Telephone:

E-mail Address:

APPLICATION DETAILS

Please read Section 3 – **Application Details** of the guidance before responding to the following:

Your application must be accompanied by a map showing the boundaries of the crofts and identify the areas to be exchanged. Please read Section 3.1 – Mapping Information of the guidance.

9 Why are you applying to exchange the croft land?

10 Is the whole of each named croft to be exchanged? Yes No

If **'Yes'**, go to next question.
 If **'No'**, please complete tables below.

GRAZING SHARE(S)

Please read section 3.2 – **Grazing Share(s)** of the guidance before responding to the following.

Details for existing Crofts (where no shares included please mark share detail as n/a)

Name	Name of Croft	Extent	Rent	Name of Common Grazing	Share/Souming Detail

Details for Crofts following exchange (where no shares included please mark share detail as n/a)

Name	Name of Croft	Extent	Rent	Name of Common Grazing	Share/Souming Detail

RESIDENCY AND LAND USE – CROFTER 1

Please read Section 4 – **Residency and Land Use** of the guidance before responding to the following:

11 Do you currently reside on or within 32 kilometres (20 miles) of the croft? Yes No

The Commission requires to know how the croft is currently being used.

12(i) Is the croft currently being used for cropping activities? Yes No

If **'Yes'**, please provide details below:

12(ii) Is the croft currently being used for stock management purposes? Yes No

If **'Yes'**, please provide details below:

12(iii) Are there any buildings on the croft?

Yes No

If 'Yes', please provide details below (include information about the size, condition, approximate age and current use): e.g. general purpose shed, dwellinghouse

12(iv) Please provide details of any fixed equipment on the croft e.g. fences and ditches (include information about the condition and approximate age):

13 Do you currently put the croft or any part of it to a purposeful use other than cultivation?
e.g. Tourist Development, Livery, Renewable Energy Project

Yes No

If **'Yes'**, please provide details

ACCESS – CROFTER 1

Please read Section 6 – **Access** of the guidance before responding to the following:

14(i) Please provide as much information as possible of the current or proposed access provision including details of any existing access including width, gates, condition and any consents obtained or that may be required, together with supporting evidence:

14(ii) If the land to be exchanged includes access to any other croft or common grazing land, what arrangements are (or will be) in place to allow unrestricted access to that land? Please include details of any proposed new access you intend to create:

RESIDENCY AND LAND USE – CROFTER 2

Please read Section 4 – **Residency and Land Use** of the guidance before responding to the following:

15 Do you currently reside on or within 32 kilometres (20 miles) of the croft? Yes No

The Commission requires to know how the croft is currently being used.

16(i) Is the croft currently being used for cropping activities? Yes No

If **'Yes'**, please provide details below:

16(ii) Is the croft currently being used for stock management purposes? Yes No

If **'Yes'**, please provide details:

16(iii) Are there any buildings on the croft?

Yes No

If 'Yes', please provide details below (include information about the size, condition, approximate age and current use and which of the proposed new crofts these will become part of following division) e.g. general purpose shed, dwellinghouse:

16(iv) Please provide details of any fixed equipment on the croft e.g. fences and ditches (include information about the condition and approximate age):

17 Do you currently put the croft or any part of it to a purposeful use other than cultivation?
e.g. Tourist Development, Livery, Renewable Energy Project

Yes No

If **'Yes'**, please provide details:

ACCESS – CROFTER 2

Please read Section 6 – **Access** of the guidance before responding to the following:

18(i) Please provide as much information as possible of the current or proposed access provision including details of any existing access including width, gates, condition and any consents obtained or that may be required, together with supporting evidence:

18(ii) If the land to be exchanged includes access to any other croft or common grazing land, what arrangements are (or will be) in place to allow unrestricted access to that land? Please include details of any proposed new access you intend to create:

WIDER INTERESTS Both Crofters (Can be completed by either Crofter 1 or Crofter 2)

Please read Section 5 – **Wider Interests** of the guidance before responding to the following:

ESTATE

19(i) What effect, if any, do you consider this exchange will have on the interests of the estate?

CROFTING COMMUNITY

19(ii) What effect, if any, do you consider this exchange will have on the interests of the crofting community?

SUSTAINABLE DEVELOPMENT

Please read Section 5.1 – **Sustainable Development** of the guidance before responding to the following

19(iii) What effect, if any, do you consider this exchange of the tenancy will have on the sustainable development of the local crofting community?

PUBLIC AT LARGE

Please read Section 5.2 – **Public Interests** of the guidance before responding to the following

19(iv) What effect, if any, do you consider this exchange will have on the interests of the public at large?

20 Please use this space to provide us with any additional information in support of your application that you consider may be helpful to the Commission in reaching its decision:

21 PUBLIC NOTIFICATION

Please read Section 7 – **Public Notification** of the guidance before responding to the following:

Please give details of the arrangements you have made below.

(i) Name of newspaper displaying the advert: _____

(ii) Anticipated date advert will be displayed in newspaper: _____

A standard advert for your use is provided in the guidance.

CROFTERS/AGENT/LANDLORD/AGENT PLEASE SIGN THIS DECLARATION

22 ***I/We confirm that *I/We have carried out the following in connection with this application:**

- *I/We have given the croft *landlord(s)/owner of common grazings written notification of this exchange application and obtained their consent.
- *I/We have advertised this application for consent to exchange the tenancy in a newspaper circulating in the local area.
- *I/We *have/have not included *my/our application(s) to register the croft(s).
- Where either croft is sublet, I have given the subtenant 6 months' notice of my intention to exchange.

**Delete as appropriate*

23 DECLARATION

This application is submitted under section 4A of the Crofters (Scotland) Act 1993 for consent to exchange the subjects described.

*I/We declare that:

- To the best of *my/our knowledge, the information *I/We have given in this application is correct;

**Delete as appropriate*

Signed

Date

Crofter/Agent

Signed

Date

Crofter/Agent

I confirm the foregoing details have been agreed with the croft tenants.

Signed

Date

Landlord/Agent

Signed

Date

Landlord/Agent

Please note: Where the crofts are owned by more than one person, all owners must sign the application form.

What Happens Next?

- When we receive this application, we will send the applicants or their agents an acknowledgement letter within 5 working days.
- Providing the crofts are registered with the Keeper of the Registers of Scotland, at the end of the 28 day consultation period we must decide whether or not to grant the application or to investigate further. If we decide to investigate further we will notify all interested parties. We aim to take a decision within 12-16 weeks.
- Our decision can be appealed to the Scottish Land Court within 42 days from the date we notify interested parties of our decision.

APPENDIX 1

Additional Landlord/Owner of Common Grazings Details

Name of Organisation/Company/Estate:

Surname:

Title:

Forename(s):

Postal Address:

Postcode:

Telephone:

Alternative Telephone:

E-mail Address:

Additional Agent Details

Name:

Postal Address:

Postcode:

Telephone:

E-mail Address:

Additional Landlord/Owner of Common Grazings Details

Name of Organisation/Company/Estate:

Surname:

Title:

Forename(s):

Date of Birth:

Postal Address:

Postcode:

Telephone:

Alternative Telephone:

E-mail Address:

Additional Agent Details

Name:

Postal Address:

Postcode:

Telephone:

E-mail Address:

APPENDIX 1A

ADDITIONAL INFORMATION SECTION

Croft _____

Main Location Code (MLC) _____

Crofting Commission Register Number _____

Please use the space provided below to provide us with any additional information where there is insufficient space on the form.

Please clearly state which question the information relates to.



Great Glen House, Leachkin Road,
Inverness IV3 8NW
T: (01463) 663439 • **F:** (01463) 725067
E: info@crofting.scotland.gov.uk
W: www.crofting.scotland.gov.uk