

DISCLAIMER: This form is illustrative only, and has been created explicitly for the purposes of the Part 5 consultation. The final version of the form will be included as part of the regulations implementing Part 5 of the 2016 Act and is likely to be different from this, following the consultation and further consideration by the Scottish Government.

ANNEX D

Land Reform (Scotland) Act 2016: Part 5 Right to Buy Land to Further Sustainable Development.

Application for grant towards liability for compensation.

Notes:

1. This form is to be used by a Part 5 community body in order to make an application to Scottish Ministers under section 54 of the Land Reform (Scotland) Act 2016 (“the Act”) for a grant towards their liability to pay compensation under section 67 of the Act.
2. The form must be returned within the period of 90 days beginning with (a) the date on which the Part 5 community body and the claimant agreed the amount of compensation payable; or (b) the date on which the Lands Tribunal determined a question referred to it under section 67(6) of the Act as to the amount, if any, of compensation payable.
3. You may download this form and complete it manually or electronically.
4. If you complete the form manually, please do so using black or blue ink and capital letters.
5. Whether you complete the form manually or electronically, you may continue any answer on a separate sheet of paper. If you do this, please -
 - indicate on the form where any answer is given or continued on a separate sheet,
 - indicate on each separate sheet the question number(s) to which it relates.
6. You may submit the completed form and attached documents -
 - electronically to crtb@gov.scot, or
 - by post to Community Land Team, Q Spur, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD.
7. For more information and guidance on the right to buy for sustainable development (including how to submit this form), please visit www.gov.scot and search for “community right to buy”.

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SECTION 1 — WHO IS APPLYING

1.1 Please provide the name of the Part 5 community body (“CB”) applying for a grant.

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1.2 Please supply the registered or principal office of the CB.

<p>Address:</p> <p>Town:</p> <p>County:</p> <p>Country:</p> <p>Postcode:</p> <p>E-mail:</p>

1.3 Please supply the address the CB wishes correspondence to be issued to.

<p>Contact Name:</p> <p>Postal Address:</p> <p>Town:</p> <p>County:</p> <p>Country:</p> <p>Postcode:</p> <p>Telephone:</p> <p>Email:</p>
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SECTION 2 — DETAILS OF COMPENSATION LIABILITY

2.1 Please provide the name and address of the party seeking compensation from the CB.

<p>Contact Name:</p> <p>Postal Address:</p> <p>Town:</p> <p>County:</p> <p>Country:</p> <p>Postcode:</p> <p>Company No. (if applicable);</p> <p>E-mail:</p>	
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2.2 Please provide the details of the compensation sought from the CB. Please include whether the loss or expense being sought falls within section 67(1)(a), (b), (c) or (d) or section 67(2)(a)(i),(ii) or (ii) or 67(2)(b) of the Act. If the amount of the claim has been determined by the Lands Tribunal under section 67(6) of the Act, please include the decision of the Lands Tribunal and any associated documents.

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SECTION 3 — DETAILS OF GRANT SOUGHT AND CB'S FINANCES

3.1 Please provide the amount of the grant sought by the CB.

3.2 Please attach a statement prepared by a financial examiner certifying the details of the finances of the CB and, stating that, after settlement of its other liabilities connected with the exercise of its right to buy under Part 5 of the Act, the CB has insufficient money to pay, or to pay in full, the amount of compensation due under section 67 of the Act. Please ensure that this statement is signed by an office holder of the CB.

Financial statement attached (tick to confirm)

3.3 Please provide details of all reasonable steps the CB has taken to obtain money in order to pay the compensation.

3.4 Please provide copies of all correspondence between the CB and the party seeking compensation.

Correspondence attached (tick to confirm)

3.5 Please provide the bank details of the account into which any grant is to be paid.

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SECTION 4 — DECLARATION

I, the undersigned, have been authorised by the CB to provide the information contained in this form and any supporting documents.

The CB understands that if it makes any inaccurate statements or provides inaccurate information (deliberate or accidental) or if it knowingly withholds any information, this could result in Scottish Ministers deciding not to approve this application.

The CB confirms that any grant provided under section 68 of the Act will be used only in respect of compensation sought under section 67 of the Act.

The CB has not altered the wording of this form.

Name

Address

Telephone

Email

Date

Position

Signature