

# Exchange of croft land Iomlaid Fearann Croite



Making changes to your croft - Exchange of Croft Land

Regulatory Applications

**T**enant crofters can apply to the Commission to exchange croft land providing:

- The croft land, and/or any grazing shares, they want to exchange have the same landlord
- The landlord of the crofts agrees to the exchange.

## Who can apply?

The tenants of the crofts who want to exchange the land.

## Why do I have to apply to the Crofting Commission?

The Crofting Commission is the regulatory body for crofting. Crofts are a valuable resource that should be available both now and in the future, for existing crofters and new entrants to crofting, to use productively. The Crofting Commission has regulatory duties and powers to work with crofters and crofting communities to:

- Ensure crofts are occupied by a tenant or owner-occupier crofter
- Prevent misuse and neglect of the land
- Ensure the crofts are cultivated or put to other purposeful uses.

## How do I apply?

- You must complete the appropriate application form and send it to the Commission along with a map showing the boundaries of the crofts and the boundaries of the area(s) you want to exchange. Application forms can be found on our website [www.crofting.scotland.gov.uk](http://www.crofting.scotland.gov.uk) or by contacting our office.
- You are required to advertise in the local press that you are making the application and you must notify your landlord in writing. Details and an example notice for putting in the newspaper and notifying your landlord are provided along with the application form.
- If you have not already done so, you will be required to register the crofts with the Keeper of the Registers of Scotland. Please check the Rules and Procedures on our website for further information. Details can also be found on [www.ros.gov.uk/services/registration/crofting-register](http://www.ros.gov.uk/services/registration/crofting-register)



**Gheibhear tuilleadh  
foisrachaidh mu iomlaid  
fearann croite air ar  
làrch-lin**

**www. Coimisean na  
Croitearachd**

**You can find more  
information on exchange  
of croft land on our  
website:**

**[www.crofting.scotland.gov.uk](http://www.crofting.scotland.gov.uk)**

## **What happens next?**

- We will check the application form and, if it is correct, we'll send you an acknowledgement letter.
- Anyone who may have an interest in the application has 28 days, from the date you place the advert in the newspaper, to send comments to the Commission.
- After the 28 day period, if comments have been sent to us on your application we will let you know. We may also need to obtain further information/investigate even if no comments were received.

If you do not return the Notification Form that we will send to you with our decision letter to confirm the exchange of land, the exchange will not be recorded in our Register of Crofts.

## **How long will the application process take?**

Providing the crofts are registered with the Keeper of the Registers of Scotland, we aim to take a decision on the application within 16 weeks. If your croft is not registered, we cannot take a decision on your application until this has happened.

## **What happens after we take a decision on the application?**

- If we approve the application any subsequent registration requirements must be met. We will advise you of these in our letter of approval.
- Our decision or determination of the application can be appealed to the Scottish Land Court within 42 days from the date of our decision letter.