

E: crtb@gov.scot

Iain Mitchell KC
3 Carlingnose Point
North Queensferry
Fife
KY11 1ER

Your ref:
Our ref: SD00003

1 November 2023

Dear Mr Mitchell,

Land Reform (Scotland) Act 2016 (the Act) – Part 5 Right to Buy Land to Further Sustainable Development
Decline to consider the application from North Queensferry Community Trust, under section 55(7) of the Act.

Thank you for your application for consent to exercise a right to buy land under Part 5 of the Land Reform (Scotland) Act 2016 (the Act), the Right to Buy Land to Further Sustainable Development.

In terms of section 55(7) of the Land Reform (Scotland) Act 2016 Scottish Ministers must decline to consider an application which —

- (a) does not comply with the requirements of or imposed under section 54 of the Act,
- (b) is otherwise incomplete, or
- (c) otherwise indicates that it is one which the Scottish Ministers would be bound to reject.

The application indicates that it would be one which the Scottish Ministers would be bound to reject. The application does not comply with section 54 of the Act as the Part 5 community body did not send a copy of the application and the accompanying information to the creditor who holds the standard security as per subsection 7(d) of section 54.

You are free to reapply under the legislation, taking into account the reasons for declination in any subsequent application.

In accordance with section 52(2)(l) of the Act, a copy of this letter will appear on The Register of Applications by Communities Bodies to Buy Land. A copy of this letter will also be sent to the owners and the third party purchaser.

Yours sincerely,

Vicky Reynolds
On behalf of Scottish Ministers