

**Note: This form, together with a copy form for each Respondent, to be completed, signed and lodged with the Principal Clerk of the Land Court.**

**IN THE SCOTTISH LAND COURT  
under  
THE AGRICULTURAL HOLDINGS (SCOTLAND) ACT, 1991**

**COUNCIL .....**

**Estate .....**

**Name and Address of Landlord** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Name and Address of Landlord's  
Solicitor or Factor** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Name and Address of Tenant** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Name and Address of Tenant's  
Solicitor (if any)** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Name and Address of any other  
Party** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**To** \_\_\_\_\_  
**The Scottish Land Court**  
**126 George Street**  
**Edinburgh EH2 4HH**

**Under reference to the Annexed Statement of Facts, I/we hereby apply for an Order \*...[ in terms of section 116 of the Land Reform (Scotland) Act 2016, finding that, as at the Date of the Order, the Tenant's improvements in respect of the holding of [ insert name of holding ] forming part of the Estate, are as set out in the schedule of improvements annexed and signed as relative to this Application ] .....**

**(Sign here) .....**  
**Applicant/for Applicant**

**Dated at ..... this ..... day**  
**of ..... 2.....**

**\* Here add the crave of the Application.**

2.

**STATEMENT OF FACTS**

- 1 The Applicant is the current tenant of the holding known as [*name of holding*] on the [*name of estate*] Estate extending to [*give area*] hectares or thereby in the County of [*e.g. Inverness*] (“the Holding”) [in terms of [a lease between [*original landlord*] and [*original tenant*] dated [ *insert dates lease signed if known* ] or [an unwritten lease]].
- 2 The Respondent is the current Landlord of the Holding.
- 3 The lease is a lease to which the Agricultural Holdings (Scotland) Act 1991 (“the 1991 Act”) applies. The parties have not agreed to resolve the dispute between them by arbitration in terms of section 61 of the 1991 Act. The Scottish Land Court therefore has jurisdiction to resolve the dispute between the Applicant and the Respondent.
- 4 The Applicant served on the Respondent an Amnesty Notice in terms of Section 114 of the Land Reform (Scotland) Act 2016 (“the 2016 Act”) dated [ *date of amnesty notice* ] by [ *how was it given, e.g. first class recorded delivery post/email dated[ ]/by hand* ].
- 5 The Respondent served on the Applicant a Notice of Objection in terms of Section 115 of the 2016 Act dated [ *date of objection notice* ] by [ *how was it given, e.g. first class recorded delivery post/email dated[ ]/by hand* ].
- 6 Following service of the Amnesty Notice and Notice of Objection, the Applicant and the Respondent have agreed that the tenant’s improvements on the Holding comprise those items specified in the schedule of improvements (including relative plans and supplementary information) annexed and signed as relative hereto, [and that the improvements are subject to the conditions specified in the schedule of improvements].
- 7 The Applicant makes this application in terms of Section 116 of the 2016 Act with the consent and concurrence of the Respondent.

3.

**RECEIPT OF APPLICATION BY LAND COURT**

**EDINBURGH ..... 2.....**

**RECEIVED this Application and relative document, consisting of:**

..... **for Principal Clerk**

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**CERTIFICATE OF INTIMATION TO RESPONDENT**

**EDINBURGH ..... 2.....**

**I hereby certify that of this date I intimated this Application to the Respondent therein named by posting at the ..... Post Office a certified copy of the same in recorded delivery letter addressed as follows:**

..... **for Principal Clerk**