SCOTTISH STATUTORY INSTRUMENTS

2004 No. 557

LANDLORD AND TENANT

The Agricultural Holdings (Right to Buy Modifications) (Scotland) Regulations 2004

Made - - - - *22nd December 2004*

Coming into force in accordance with regulation 1

The Scottish Ministers, in exercise of the powers conferred by section 74 and 91(2) of the Agricultural Holdings (Scotland) Act 2003(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations, a draft of which has, in accordance with section 91(4)(b) of that Act, been laid before and approved by resolution of the Scottish Parliament:

Citation and commencement

1. These Regulations may be cited as Agricultural Holdings (Right to Buy Modifications) (Scotland) Regulations 2004 and shall come into force on the day after they are made.

Interpretation

2.—(1) In these Regulations–

"the 2003 Act" means the Agricultural Holdings (Scotland) Act 2003; and

"Part 2" means Part 2 of the 2003 Act (tenant's right to buy land).

(2) In these Regulations, the expressions "limited partnership", "limited partner" and "general partner" are to be construed in accordance with the Limited Partnerships Act 1907(**2**).

Modification of tenant's right to buy land – general

3.—(1) For the purposes of Part 2 as it applies to–

(a) a general partner of a limited partnership tenant of a 1991 Act tenancy(**3**) who may exercise or enforce any right of a tenant under that Part by virtue of section 72(2) of the 2003 Act (rights of certain persons where tenant is a limited partnership); or

(**1**) 2003 asp 11.
(**2**) 1907 c. 24.
(**3**) A "1991 Act tenancy" is defined in sections 1(4) and 93 of the 2003 Act; the 1991 Act referred to is the Agricultural Holdings (Scotland) Act 1991 (c. 55).