



PROGRAMME OF WORK

2022 to 2023

INTRODUCTION

The Scottish Land Commission's current Strategic Plan was approved in September 2020 for a three-year period with an accompanying Programme of Work. At this mid-point in delivering our Strategic Plan we are publishing an updated Programme of Work, looking to the next 18 months.

The Land Reform (Scotland) Act 2016 requires the Commission to prepare a Programme of Work and requires a copy to be laid before Parliament. From time to time we revise and refresh our Programme of Work to ensure our work keeps pace with changing priorities and Scotland's wider public policy agenda. Since our current Programme of Work was published we have completed a number of the major planned outputs and there have been changes in context including a new government and Programme for Government. The revised Programme sets out our focus for the coming 18 months guided by current priorities and available resources.

OUR STRATEGY

Our vision

'A fair, inclusive and productive system of ownership, management and use of land that delivers greater benefit for all the people of Scotland.'

Our outcomes

We work to achieve the following outcomes:

- 1 Scotland's land is owned and used in ways that are fair, responsible and productive
- 2 More of Scotland's people are able to influence and benefit from decisions about land
- 3 The way we own and use Scotland's land creates public value and economic wellbeing.

We achieve these outcomes by focusing on change in three ways:

Reforming
land rights

Embedding responsible
land ownership and use

Reforming
land markets

We deliver on these by:

- 1 Providing advice on legislation, policy and practice
- 2 Supporting practical implementation of Scotland's Land Rights & Responsibilities Statement
- 3 Engaging widely to involve stakeholders and the public in our work.

DELIVERY PROGRESS

Progress in delivering on our 2020 Programme of Work commitments is shown over the following two pages.

Reforming land rights

Programme of work commitment	Status
Complete advice on proposed legislative measures addressing concentrated land ownership to inform the next Parliament	Completed <u>Published</u> <u>February 2021</u>
Conduct a review of tax and fiscal reforms to support a more diverse and productive pattern of land ownership	Completed <u>Published</u> <u>January 2022</u>
Conduct a review of opportunities for new governance models that widen the benefits of land ownership, including Common Good, mixed governance, private and community ownership models	Ongoing
Advise on options to complement the Scottish Land Fund with wider sources of finance to support normalisation of community land ownership	Ongoing Commissioned report complete, advice pending
Commission expert opinion and analysis to inform the human rights implications of proposed reforms, particularly on the interaction of property rights and obligations to realise economic, social and cultural rights	Ongoing <u>Advisory</u> <u>Forum</u> <u>established</u>

Reforming land markets

Programme of work commitment	Status
Complete review of the housing land market	Completed <u>Published</u> <u>August 2021</u>
Advise on opportunities for vacant and derelict land regeneration to deliver recovery and renewal and potential tax reforms to address the risk of a potential new legacy of vacant property	Completed <u>Within taxation</u> <u>report January</u> <u>2022</u>
Advise on improved models to address ownership constraints to development including land assembly and land value capture mechanisms	Ongoing Partially delivered within Housing Land Review
Conduct a review of land valuation, including the differences between market and economic value and the factors likely to influence land values in the transition to a net zero economy	Ongoing Work on natural capital value and the rural land market brought forward to 2021

Continued

DELIVERY PROGRESS

Progress in delivering on our 2020 Programme of Work commitments.

Responsible land ownership and use

Programme of work commitment	Status
Promote and support practical implementation of Land Rights and Responsibilities Protocols and principles and associated casework	Ongoing Good Practice Programme
Engage and support stakeholders in implementing changes in practice identified in our reviews, for example in public interest-led development, vacant and derelict land, housing land supply	Ongoing Good Practice Programme
Advise on options to strengthen implementation of the Land Rights and Responsibilities Statement to inform its review due in 2022, including opportunities to embed LRRS in wider public policy, funding and delivery mechanisms	Completed Advice provided on LRRS Review consultation January 2022
Advise on the Scottish Government's scheduled review of Guidance on Engaging Communities in Decisions Relating to Land	Completed Advice provided January 2021
Advise on next Land Use Strategy and establishment of Regional Land Use Partnerships	Completed Advice published November 2020
Conduct a review of the operation of agents, to review progress against 2018 TFC review and consider the wider role of agents	Scheduled For 2023

Tenant Farming Commissioner

Programme of work commitment	Status
Support implementation of Codes of Practice and publish new Codes for rent reviews, relinquishments and assignments, with associated casework and inquiries	Ongoing
Establish TFC panel of valuers ready for enactment of relinquishment and assignment legislation	Ongoing Panel established and in use
Promote and support greater use of mediation in the agricultural sector	Ongoing Mediation panel established
Conduct a review of ways to ensure agricultural tenants and landlords can contribute to and benefit from climate change targets	Ongoing TFC Guidance on tree planting and interim Guidance on carbon credits published
Support Scottish Government in implementation of the recommendations in the review of the Tenant Farming Commissioner functions	Completed

PROGRAMME OF WORK

April 2022 – September 2023

Reforming land rights

Priority	Planned outputs
Providing advice to inform development of the proposed Land Reform Bill, other relevant Bills and Scottish Government priorities	Provide evidence and advice to Scottish Government, Parliament and stakeholders to inform the proposed Land Reform Bill and other legislation where relevant (e.g. Community Wealth Bill, Agriculture Bill, Human Rights Bill)
Advising on policy and practice to support increased diversity of land ownership	Provide advice and guidance to support practical approaches to increasing diversity of land ownership and governance, and the implications for policy

Reforming land markets

Priority	Planned outputs
Advising on policy and practice on natural capital and the land market to support a just transition	Review evidence and analysis of the implications of carbon and natural capital value in the land market Advise on responsible investment and ownership approaches Review and advise on options to secure community benefit and implications for the developing policy framework
Advising on policy and practice to support land development and regeneration	Draw together the Commission's analysis and advice to date on land development to set out an agenda for next steps in reform and to support National Planning Framework 4 priorities

Continued

PROGRAMME OF WORK

April 2022 – September 2023

Responsible land ownership and use

Priority	Planned outputs
Strengthening practical implementation of Scotland's Land Rights and Responsibilities Statement	<p>Deliver an effective Good Practice Programme to support land owners, managers and communities to implement in practice the principles of the LRRS across urban and rural Scotland</p> <p>Advise on the application of Land Rights and Responsibilities principles to support public policy priorities including a Just Transition and Community Wealth Building</p>

Tenant Farming Commissioner

Priority	Planned outputs
Delivering the functions of the Tenant Farming Commissioner	<p>Support good relations between agricultural landlords and tenants through Codes of Practice, Guidance and advice</p> <p>Advise on the implications for the tenanted sector to inform wider policy development including the Agriculture Bill and a Just Transition</p> <p>Undertake a follow-on review of the role of agents, reviewing progress against the 2018 review</p>

Our programme of work as at April 2022



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