

Section 39 (1) of the Agricultural Holdings Act 1986

Application for Direction Giving Entitlement to Tenancy of Agricultural Holding

# This Application form is also available in Welsh. Please contact the Tribunal for a Welsh version of this form.

The tribunal will accept applications by email to AgriculturalLandTribunalWales@gov.wales or in hard copy by post.

If sending a hard copy, please send the completed application form together with the specified documents to:

Agricultural Land Tribunal Wales

Welsh Tribunals Unit

PO Box 100

Llandrindod Wells

Powys

LD1 9BW

If you have any queries you can contact the Tribunal by email or on 0300 025 9809.

We welcome calls in Welsh and English.

The Agricultural Land Tribunal Wales welcomes correspondence and phone calls in Welsh and English. This includes submitting forms, documents and written representations to the Tribunal.

|  |  |
| --- | --- |
| 1. **1. Language Preference**
 |  |
| Would you prefer to correspond with us in: | Welsh [ ] English [ ]  Both [ ]   |
| Would you prefer any verbal communication to be in: | Welsh [ ] English [ ]  Both [ ]   |
| Would you prefer to speak Welsh or English at your Tribunal Hearing? | Welsh [ ] English [ ]  Both [ ]   |
| **2. Languages Spoken** |  |
| What languages do you use to communicate? (Please tick all that apply) | Welsh [ ] English [ ] Other (please state) [ ]  |
|  | Click or tap here to enter text. |
| 1. **3.** We would like to support the use of the Welsh language in Tribunals. If you can speak Welsh, and have indicated English as your language of choice, is there a specific reason why you have chosen to communicate in English?
 | (Your answer will not affect the substance of your case in any way)  |
| Click or tap here to enter text. |  |

# Section 1 – Information about the Applicant

|  |  |
| --- | --- |
| Full Name | Click or tap here to enter text. |
| Address (including Postcode) | Click or tap here to enter text. |
| Telephone Number | Click or tap here to enter text. |
| Email Address | Click or tap here to enter text. |

# Section 2 – Information about the Respondent Landlord

|  |  |
| --- | --- |
| Full Name | Click or tap here to enter text. |
| Address (including Postcode) | Click or tap here to enter text. |
| Telephone Number | Click or tap here to enter text. |
| Email Address | Click or tap here to enter text. |

**Section 3 – Representative Details**

Is there anyone who will be acting on your behalf?

Yes [ ]  No [ ]

If yes, please provide details below.

|  |  |
| --- | --- |
| Full Name | Click or tap here to enter text. |
| Address (including Postcode) | Click or tap here to enter text. |
| Telephone Number | Click or tap here to enter text. |
| Email Address | Click or tap here to enter text. |
| Profession | Click or tap here to enter text. |

[ ]  The Tribunal should deliver notices concerning the application to the above representative instead of to me.

# Section 4 – About the Tenancy

The application arises on the death of Click or tap here to enter text.who died on Click or tap to enter a date.

The Tenancy was:

[ ]  granted before 12 July 1984

[ ]  obtained on or after 12 July 1984 by virtue of a direction of the Agricultural Land Tribunal under section 39 or 53 of the 1986 Act

[ ]  granted on or after 12 July 1984 following a direction of the Agricultural Land Tribunal under section 39 of the 1986 Act but commenced before the relevant time for the purpose of section 45 of that Act

[ ]  granted on or after 12 July 1984 by a written contract of tenancy indicating that the succession provisions in Part IV of the 1986 Act should apply

[ ]  granted on or after 12 July 1984 to a person who, immediately before that date, was a tenant of the holding or of any agricultural holding which comprised the whole or a substantial part of the land comprised in the holding

# Section 5 – About the Holding

 Name of Holding:

|  |
| --- |
| Click or tap here to enter text. |

Name of Holding and full details of land and buildings including Ordnance Survey number. Please enclose a plan of the Holding of scale 1/10000 or larger.

|  |
| --- |
| Click or tap here to enter text. |

Annual Rent:

|  |
| --- |
| £Click or tap here to enter text. |

Was the Holding during the deceased’s tenancy subject to a written Tenancy Agreement?

Yes [ ]  No [ ]

If yes please disclose a copy of the Tenancy Agreement. Does the holding form part of a larger agricultural unit?

Yes [ ]  No [ ]

If yes, please provide details of the agricultural unit and disclose a plan of 1/10000 or larger and Ordnance Survey numbers. below.

|  |
| --- |
| Click or tap here to enter text. |

Has the landlord(s) served a notice to quit within Case G in respect of the holding?

Yes [ ]  No [ ]

If Yes, please disclose a copy of the Notice to Quit

# Section 6 – About the Applicant

I was born on Click or tap to enter a date.

I am the sole person validly designated by the deceased tenant of the holding in their Will as the person he/she wished to succeed him/her as tenant of the holding

Yes [ ]  No [ ]

My relationship with the deceased tenant was Click or tap here to enter text.

I was treated by the deceased tenant as a child of the family in relation to his/her marriage/civil Partnership to Click or tap here to enter text. on Click or tap to enter a date.(date)

# Section 7 – Livelihood

I claim to satisfy the livelihood test in section 36 (3) (a) to the full extent.

Yes [ ]  No [ ]

Please disclose all evidence relied on including farm accounts and other financial information. Use the box below to detail any financial information not covered by the documents disclosed and/or any further explanation required.

|  |
| --- |
| Click or tap here to enter text. |

The livelihood test is satisfied to a material extent and I also apply, under section 41 to be treated as an eligible person

Yes [ ]  No [ ]

Please see above and set out in the box below all facts and matters relied upon:

|  |
| --- |
| Click or tap here to enter text. |

During the 7 years prior to the deceased’s death I had other source(s) of livelihood

Yes [ ]  No [ ]

If yes, please provide details below and disclosed all relevant documents.

|  |
| --- |
| Click or tap here to enter text. |

# Section 8 – Suitability

I claim to be a suitable person to receive the tenancy of the holding because:

(please set out all facts and matters on which the Application relies in support of the case on suitability to be the future tenant of the Holding and disclose any documents, for example details of qualifications obtained, relied upon).

|  |
| --- |
| Click or tap here to enter text. |

# Section 9 – Joint Land

The following agricultural land is occupied by me, my spouse/civil partner or a company under my control, the control of my spouse/civil partner or our joint control as owner-occupier/ tenant/ licensee whether alone or jointly with others

Please provide a plan of scale 1/10000 or larger together with Ordnance Survey field numbers and acreages.

|  |
| --- |
| Click or tap here to enter text. |

I request that a net annual income assessment be completed

Yes [ ]  No [ ]

# Section 10 – Notifications

I have notified the following about my Application to the Tribunal:

The landlord

Yes [ ]  No [ ]

Any other person eligible to make an application to succeed to the tenancy of the holding

Yes [ ]  No [ ]

The personal representative(s) of the deceased tenant, or (if there are no personal representatives) the person(s) most eligible or likely to apply to be the personal representative of the deceased tenant or the person(s) administering his/her estate

Yes [ ]  No [ ]

Please provide full details of notifications made

|  |
| --- |
| Click or tap here to enter text. |

# Section 11 – Statement of Truth

**I believe (the Applicant believes) that the facts stated in this document are true.**

[ ]  I am duly authorised by the Applicant to sign this statement

|  |  |
| --- | --- |
| Full Name | Click or tap here to enter text. |
| Name of applicant’s Solicitor/Agents firm, if applicable | Click or tap here to enter text. |
| Date | Click or tap to enter a date. |
| Signature | Click or tap here to enter text. |