

Status: Point in time view as at 30/09/2002.

Changes to legislation: Housing (Scotland) Act 2001, Paragraph 2 is up to date with all changes known to be in force on or before 28 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULE 3 SUCCESSION TO SCOTTISH SECURE TENANCY: QUALIFIED PERSONS

Commencement Information

II Sch. 3 wholly in force at 30.9.2002, see s. 113(1)(2) and S.S.I. 2002/321, art. 2, Sch. (subject to transitional provisions and savings in arts. 3-5)

- 2 (1) A person whose only or principal home at the time of the tenant's death was the house and—
- (a) who was at that time—
 - (i) the tenant's spouse, or
 - (ii) living with the tenant as husband and wife or in a relationship which has the characteristics of the relationship between husband and wife except that the persons are of the same sex, or
 - (b) who is, where the tenancy was held jointly by two or more individuals, a surviving tenant.
- (2) In the case of a person referred to in sub-paragraph (1)(a)(ii), the house must have been the person's only or principal home throughout the period of 6 months ending with the tenant's death.

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