



Antisocial Behaviour etc. (Scotland) Act 2004

2004 asp 8

PART 8

HOUSING: REGISTRATION OF CERTAIN LANDLORDS

Registration

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- (1) This section applies where a relevant person makes an application to a local authority in accordance with section 83.
- (2) Where, having considered the application—
 - (a) the local authority is satisfied that subsection (3) or (4) applies, the authority shall enter the relevant person in the register maintained by the authority under section 82(1);
 - (b) the authority is not satisfied that either of those subsections applies, the authority shall refuse to enter the relevant person in the register.
- (3) This subsection applies where—
 - (a) under paragraph (b) of section 83(1), the application—
 - (i) does not specify a house; or
 - (ii) specifies a house (or two or more houses);
 - (b) under paragraph (c) of that section, the application does not specify the name and address of a person; and
 - (c) the relevant person is a fit and proper person to act as landlord under—
 - (i) a lease; or
 - (ii) an occupancy arrangement,by virtue of which an unconnected person may use a house as a dwelling.
- (4) This subsection applies where—
 - (a) under paragraph (b) of section 83(1), the application specifies at least one house;

Status: This is the original version (as it was originally enacted).

- (b) under paragraph (c) of that section, the application specifies the name and address of a person;
 - (c) subsection (3)(c) applies; and
 - (d) the person is a fit and proper person to act for a landlord such as is mentioned in that subsection in relation to the lease or, as the case may be, arrangement.
- (5) An entry in a register under subsection (2)(a) shall state, in relation to the relevant person, the information specified by virtue of paragraphs (a) to (c) of section 83(1) in the application made by the relevant person.
- (6) Subject to sections 88(8) and 89(1), where a local authority makes an entry in a register under subsection (2)(a), the authority shall remove the entry from the register on the expiry of the period of 3 years beginning with the day on which the entry is made.