



Housing (Scotland) Act 2006

2006 asp 1

PART 1

HOUSING STANDARDS

CHAPTER 8

SUPPLEMENTAL PROVISIONS, INCLUDING APPEALS

Supplemental

61 Registration

(1) Each—

- (a) repairing standard enforcement order,
- (b) notice of a decision to vary or revoke a repairing standard enforcement order,
- (c) certificate granted by [^{F1}the First-tier Tribunal] under section 60,
- (d) maintenance order,
- ^{F2}(e)
- ^{F3}(f)

must be registered in the appropriate land register.

(2) It is for the [^{F4}First-tier Tribunal] to register documents falling within paragraph (a) to (c) of subsection (1).

(3) It is for the local authority to register documents falling within paragraph (d) to (f) of subsection (1).

[^{F5}(3A) A local authority may recover—

- (a) the amount of any fee payable in respect of registering any such document,
- (b) any administrative expenses incurred by it in connection with the registration, and
- (c) interest, at such reasonable rate as it may determine, from the date when a demand for payment is served until the whole amount is paid,

Changes to legislation: There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Section 61. (See end of Document for details)

from the owner of the house concerned.]

- (4) The Keeper of the Registers of Scotland is not required to investigate or determine the accuracy of any information contained in any document falling within paragraphs (a) to (f) of subsection (1) which is submitted for registration.
- (5) In section 12(3) (exemptions from indemnification by Keeper) of the Land Registration (Scotland) Act 1979 (c. 33), after paragraph (q) insert—
- “(r) the loss arises in consequence of an inaccuracy in any information contained in any document registered in pursuance of section 61(1) of the Housing (Scotland) Act 2006 (asp 1).”.

Textual Amendments

- F1** Words in s. 61(1)(c) substituted (1.12.2016) by [The First-tier Tribunal for Scotland \(Transfer of Functions of the Private Rented Housing Committees\) Regulations 2016 \(S.S.I. 2016/337\)](#), reg. 1(2), **sch. 2 para. 6(12)(a)** (with sch. 1)
- F2** S. 61(1)(e) repealed (13.7.2015) by [Housing \(Scotland\) Act 2014 \(asp 14\)](#), **ss. 89(3)**, 104(3); S.S.I. 2015/272, art. 2, sch.
- F3** S. 61(1)(f) repealed (13.7.2015) by [Housing \(Scotland\) Act 2014 \(asp 14\)](#), **ss. 89(3)**, 104(3); S.S.I. 2015/272, art. 2, sch.
- F4** Words in s. 61(2) substituted (1.12.2016) by [The First-tier Tribunal for Scotland \(Transfer of Functions of the Private Rented Housing Committees\) Regulations 2016 \(S.S.I. 2016/337\)](#), reg. 1(2), **sch. 2 para. 6(12)(b)** (with sch. 1)
- F5** S. 61(3A) inserted (1.3.2011) by [Housing \(Scotland\) Act 2010 \(asp 17\)](#), **ss. 150(3)**, 166(2); S.S.I. 2011/96, art. 2, sch.

Changes to legislation:

There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Section 61.