



# Housing (Scotland) Act 2010

## 2010 asp 17

### PART 7

#### REGISTERED SOCIAL LANDLORDS: INSOLVENCY ETC.

##### *Moratorium*

#### **78 Effect of moratorium**

- (1) During a moratorium a registered social landlord's land may not be disposed of without the Regulator's consent.
- (2) Subsection (1)—
  - (a) applies to disposals by the registered social landlord and by any other person having power to dispose of the registered social landlord's land, but
  - (b) does not apply to a disposal [<sup>F1</sup>of a type mentioned in paragraphs (a) to (g) and (i) to (k) of section 108(1)].
- (3) The Regulator's consent to a disposal may be given—
  - (a) before or after the moratorium begins,
  - (b) subject to such conditions as the Regulator considers appropriate.
- (4) A purported disposal during a moratorium without consent is void.

#### **Textual Amendments**

- F1** Words in s. 78(2)(b) substituted (8.3.2019) by [Housing \(Amendment\) \(Scotland\) Act 2018 \(asp 13\)](#), **ss. 3(2), 11(2)**; [S.S.I. 2018/253](#), reg. 2(2)

#### **Commencement Information**

- I1** S. 78 in force at 1.4.2012 by [S.S.I. 2012/39](#), art. 2, **Sch. 1** (with [Sch. 2](#))

**Changes to legislation:**

There are currently no known outstanding effects for the Housing (Scotland) Act 2010, Section 78.