



Housing (Scotland) Act 2014

2014 asp 14

PART 4

LETTING AGENTS

General

61 Meaning of letting agency work

- (1) For the purposes of this Part, “letting agency work” means things done by a person in the course of that person’s business in response to relevant instructions which are—
- (a) carried out with a view to a landlord who is a relevant person entering into, or seeking to enter into a lease or occupancy arrangement by virtue of which an unconnected person may use the landlord’s house as a dwelling, or
 - (b) for the purpose of managing a house (including in particular collecting rent, inspecting the house and making arrangements for the repair, maintenance, improvement or insurance of the house) which is, or is to be, subject to a lease or arrangement mentioned in paragraph (a).
- (2) In subsection (1)—
- (a) “relevant instructions” are instructions received from a person in relation to the house which is, or is to be, subject to a lease or arrangement mentioned in subsection (1)(a), and
 - (b) “occupancy arrangement”, “unconnected person”, “relevant person” and “use as a dwelling” are to be construed in accordance with section 101 of the 2004 Act.
- (3) The Scottish Ministers may by order—
- (a) provide that “letting agency work” does not include things done—
 - (i) on behalf of a specified body, or
 - (ii) for the purpose of a scheme of a specified description, or
 - (b) otherwise modify the meaning of “letting agency work” for the time being in this section.
- (4) A scheme falling within a description specified by the Scottish Ministers under subsection (3)(a)(ii) must be—

Status: This is the original version (as it was originally enacted).

- (a) operated by a body which does not carry on the scheme for profit, and
- (b) for the purpose of assisting persons to enter into leases or occupancy agreements.