

## **EXPLANATORY NOTES**

### **HOUSING (AMENDMENT) (SCOTLAND) ACT 2018**

#### **INTRODUCTION**

#### **BACKGROUND AND OVERVIEW**

##### **Classification of registered social landlords**

#### **THE ACT**

##### **Regulatory intervention by Scottish Housing Regulator**

Section 1 – Managers appointed by, or on the requirement of, the Scottish Housing Regulator

##### **Section 57 – Appointment of manager for housing activities**

##### **Section 58 – Appointment of manager for financial or other affairs**

##### **Section 59 – Appointment of managers: supplementary**

##### **Section 87 – Manager of registered society: extra powers**

Section 2 – Registered social landlords: removal, suspension and appointment of officers etc.

##### **Disposal of land etc. by registered social landlords**

Sections 3 and 4 – Disposal of land or other assets by registered social landlord and Special procedure where disposal results in change of landlord

##### **Part 9 of the 2010 Act**

##### **Chapter 1 of Part 10 of the 2010 Act**

##### **Amendments of Parts 9 and 10 of the 2010 Act**

##### **Organisational changes affecting registered social landlords**

Section 5 – Change of name, office or constitution by registered social landlord

Section 6 – Restructuring, winding up and dissolution of registered social landlord

**Restructuring of registered societies**

**Voluntary winding up of registered societies**

**Dissolution of registered societies**

**Restructuring of companies**

**Conversion of company into a registered society**

**Company voluntary arrangement**

**Voluntary winding up of companies**

**Chapter 2 of Part 10 of the 2010 Act**

**Section 165 of the 2010 Act – definition of “registered society”**

Section 7 – Registered social landlord becoming a subsidiary of another body

**Chapter 3 of Part 10 of the 2010 Act**

**Section 165 of the 2010 Act – definition of subsidiary**

**Further modification of regulation of social landlords**

Section 8 – Power to modify functions of Scottish Housing Regulator

**Local authority influence over registered social landlords**

Section 9 – Power to reduce local authority influence over registered social landlords

**Duration of regulation-making powers**

Section 10 – Duration of powers conferred by sections 8(1) and 9(1)

**General provision**

Sections 11 – Commencement

**PARLIAMENTARY HISTORY**