



# Housing (Scotland) Act 2006

## 2006 asp 1

### PART 5

#### LICENSING OF HOUSES IN MULTIPLE OCCUPATION

##### *Terms of HMO licence*

#### **136 Change of ownership: effect on HMO licence**

- (1) Subsection (2) applies where—
  - (a) an HMO licence has effect on the date on which ownership of the living accommodation concerned is transferred by way of sale or otherwise from the licence holder to another person (the “new owner”), and
  - (b) the new owner is entered in the register maintained by the local authority under section 82(1) of the Antisocial Behaviour etc. (Scotland) Act 2004 (asp 8) (the “register of landlords”).
- (2) Where this subsection applies, the HMO licence—
  - (a) is to be treated as having been granted to the new owner, but
  - (b) subject to sections 135 and 137, expires one month after the date on which ownership of the living accommodation is transferred.
- (3) Where the condition in subsection (1)(a) is satisfied but the new owner is not entered in the register of landlords, the HMO licence expires on the date on which ownership of the living accommodation is transferred.

#### **Commencement Information**

**II** [S. 136](#) in force at 31.8.2011 by [S.S.I. 2010/159](#), [art. 3](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Section 136.