



Housing (Scotland) Act 2006

2006 asp 1

PART 5

LICENSING OF HOUSES IN MULTIPLE OCCUPATION

Enforcement by local authority

145 Power to require rectification of breach of HMO licence

- (1) This section applies where the local authority considers that any condition included in an HMO licence has been, or is likely to be, breached (regardless of whether the local authority has taken any other action, or of whether criminal proceedings have been commenced, in respect of that breach).
- (2) Where this section applies the local authority may require the licence holder to take such action as the local authority considers necessary for the purposes of rectifying or, as the case may be, preventing the breach.
- (3) A requirement under subsection (2) has effect from the date on which notice of the decision to make the requirement is served on the licence holder under section 158.
- (4) That notice must specify—
 - (a) the action required, and
 - (b) the period within which that action must be undertaken.
- (5) The period so specified must be the period within which the local authority reasonably considers that that action can be undertaken.
- (6) The local authority may revoke a requirement under subsection (2) by serving notice to that effect on the licence holder; and the local authority must do so if satisfied that the licence holder has complied with the requirement.

Commencement Information

11 S. 145 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 145.