



# Housing (Scotland) Act 2010

## 2010 asp 17

### PART 5

#### REGULATORY INTERVENTION

##### *Remedial action*

#### **56 Enforcement notices**

- (1) The Regulator may serve an enforcement notice if, having made inquiries or otherwise, it considers—
  - (a) that a social landlord is, or is at risk of, failing—
    - (i) to achieve a standard or an outcome set out in the Scottish Social Housing Charter,
    - (ii) to meet a performance improvement target, or
    - (iii) to implement an approved performance improvement plan,
  - (b) that—
    - (i) a registered social landlord is, or is at risk of, failing to meet a financial management or governance target, or
    - (ii) there has been misconduct or mismanagement in a registered social landlord's financial or other affairs,
  - (c) that the interests of a social landlord's tenants need protection,
  - (d) that a registered social landlord's assets need protection,
  - (e) that a registered social landlord's financial viability is in jeopardy, or
  - (f) that any other conduct by a social landlord justifies serving an enforcement notice.
- (2) An enforcement notice is a notice requiring the social landlord concerned to take action—
  - (a) to rectify or avoid a failure or other problem, or
  - (b) to protect its tenants or assets.
- (3) An enforcement notice must—
  - (a) say why it has been served, and

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*Changes to legislation: There are currently no known outstanding effects for the Housing (Scotland) Act 2010, Section 56. (See end of Document for details)*

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- (b) state by when the social landlord must take action.
- (4) The Regulator must—
- (a) publish an enforcement notice, and
  - (b) send a copy of it to every registered tenant organisation associated with the social landlord concerned.

**Commencement Information**

**II** S. 56 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 56.