

Changes to legislation: There are currently no known outstanding effects for the Private Housing (Tenancies) (Scotland) Act 2016, Cross Heading: Landlord intends to refurbish. (See end of Document for details)

SCHEDULE 3 EVICTION GROUNDS

PART 1

LET PROPERTY REQUIRED FOR ANOTHER PURPOSE

Landlord intends to refurbish

- 3 (1) It is an eviction ground that the landlord intends to carry out significantly disruptive works to, or in relation to, the let property.
- (2) The First-tier Tribunal [^{F1}may] find that the eviction ground named by subparagraph (1) applies if—
- (a) the landlord intends to refurbish the let property (or any premises of which the let property forms part),
 - (b) the landlord is entitled to do so, ^{F2}...
 - (c) it would be impracticable for the tenant to continue to occupy the property given the nature of the refurbishment intended by the landlord [^{F3}, and
 - (d) the Tribunal is satisfied that it is reasonable to issue an eviction order on account of those facts.]
- (3) Evidence tending to show that the landlord has the intention mentioned in subparagraph (2)(a) includes (for example)—
- (a) any planning permission which the intended refurbishment would require,
 - (b) a contract between the landlord and an architect or a builder which concerns the intended refurbishment.

Textual Amendments

- F1** Word in sch. 3 para. 3(2) substituted (1.10.2022) by Coronavirus (Recovery and Reform) (Scotland) Act 2022 (asp 8), ss. 43(3)(c)(i), 59(1) (with s. 48(1))
- F2** Word in sch. 3 para. 3(2) repealed (1.10.2022) by Coronavirus (Recovery and Reform) (Scotland) Act 2022 (asp 8), ss. 43(3)(c)(ii), 59(1) (with s. 48(1))
- F3** Sch. 3 para. 3(2)(d) and word inserted (1.10.2022) by Coronavirus (Recovery and Reform) (Scotland) Act 2022 (asp 8), ss. 43(3)(c)(iii), 59(1) (with s. 48(1))

Commencement Information

- I1** Sch. 3 para. 3 in force at 1.12.2017 by S.S.I. 2017/346, reg. 2, sch.

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