



# Energy Act 2011

## 2011 CHAPTER 16

### PART 1

#### ENERGY EFFICIENCY

### CHAPTER 3

#### PRIVATE RENTED SECTOR: SCOTLAND

##### *Introductory*

#### **54 Meaning of “domestic PR property” and “non-domestic PR property”: Scotland**

- (1) For the purposes of this Chapter—
  - (a) a property is a “Scottish domestic private rented property” if it is let under a tenancy to which Chapter 4 of Part 1 of the [Housing \(Scotland\) Act 2006 \(asp 1\)](#) applies;
  - (b) a property is a “Scottish non-domestic private rented property” if it—
    - (i) is situated in Scotland,
    - (ii) is let under a tenancy, and
    - (iii) is not a dwelling.
- (2) In subsection (1)(b) “dwelling” has the meaning given by the [Energy Performance of Buildings \(Scotland\) Regulations 2008 \(S.S.I. 2008/309\)](#) (“the Energy Performance (Scotland) Regulations”).
- (3) A Scottish domestic private rented property is referred to in this Chapter as a “Scottish domestic PR property”.
- (4) A Scottish non-domestic private rented property is referred to in this Chapter as a “Scottish non-domestic PR property”.