
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make provision for advice that the local authority must provide in connection with the registration of private landlords under Part 8 of the Antisocial Behaviour etc. (Scotland) Act 2004.

Regulation 2 provides for general advice on good letting practice to be given by the local authority to every applicant for registration.

Regulation 3 requires the local authority to provide more specific advice on action to take where it is minded to refuse or remove registration but it considers that there is action which the applicant or registered person could take which might lead the authority not to refuse or remove registration.

Regulation 4 provides for the local authority to give advice and assistance to occupants where it takes action against the landlord. Where the action is the refusal or removal of registration, that advice is to be given to the occupants of all the landlord's houses that are subject to registration. Where the action is the service of a notice that no rent is payable under section 94 of the Act, the advice is to be given to the occupants of the house concerned. The regulation lists advice and assistance that should be included in what the local authority provides.

A Regulatory Impact Assessment has been prepared for these Regulations.