

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Housing (Financial Provisions) (Scotland) Act 1972. (See end of Document for details)

SCHEDULES

^{F1}SCHEDULES 1—8.

Textual Amendments

- F1** Ss. 1–68, 70–77, 79, 80, Schs. 1–8, 9 paras. 1–30, 32 and Schs. 10, 11 repealed by [Housing \(Scotland\) Act 1987 \(c. 26, SIF 61\)](#), ss. 335, 339(3), [Sch. 24](#)

^{F1}

SCHEDULE 9

Section 79.

MINOR AND CONSEQUENTIAL AMENDMENTS

Modifications etc. (not altering text)

- C1** The text of Sch. 9 is in the form in which it was originally enacted: it was not reproduced in Statutes In Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

1—30. ^{F2}

Textual Amendments

- F2** Ss. 1–68, 70–77, 79, 80, Schs. 1–8, 9 paras. 1–30, 32 and Schs. 10, 11 repealed by [Housing \(Scotland\) Act 1987 \(c. 26, SIF 61\)](#), ss. 335, 339(3), [Sch. 24](#)

THE FIRE PRECAUTIONS ACT 1971 (c. 40)

- 31 (1) In section 34 (modification of Rent Act 1968 and corresponding Scottish Acts), the word “and” shall be omitted and at the end there shall be added the following words “and the provisions of Part IV of that Schedule shall have effect for purposes of the modification in connection with certain provisions of this Act, of sections 60 to 66 of the Housing (Financial Provisions) (Scotland) Act 1972”.
- (2) On and after 1st January 1973, in Part III of the Schedule (modifications of Rent (Scotland) Act 1971), in paragraph 1(2)(b) for the words “respectively of sections 20(5) and” there shall be substituted the words “of section”.
- (3) At the end of paragraph 3(1) of the said Part III there shall be added the following—
- “and

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- (c) if there are restrictions on rent increases imposed under Schedule 13 to the Act of 1971 or under Schedule 6 to the Housing (Financial Provisions) (Scotland) Act 1972, the provisions of that Schedule shall have effect, in relation to any rental period of that regulated tenancy (whether contractual or statutory) beginning while the registration of that rent continues to have effect, as if the amount to which the rent payable in any statutory period could be increased in accordance with the provisions of that Schedule had been simultaneously increased by the same amount (that is to say, by the amount specified in the order of the sheriff).”

(4) At the end of the Schedule there shall be added the following—

“PART IV

MODIFICATIONS OF SECTIONS 60 TO 66 OF THE HOUSING (FINANCIAL PROVISIONS)(SCOTLAND) ACT 1972

*Modifications of the said sections 60 to 66 in cases where
rent is increased by virtue of section 28(3)(b) of this Act*

- 1 Where, in the case of any premises consisting of a dwelling-house let on a tenancy to which sections 60 to 66 of the Act of 1972 apply, the rent payable in respect of the premises is increased by an order of the sheriff made by virtue of section 28(3)(b) of this Act and that increase takes effect while a rent for the dwelling-house is registered in pursuance of section 61 of the Act of 1972, being a rent that was so registered before the completion of the alterations or other things falling within Section 28(3) of this Act of which the expense was taken into account by the sheriff in making the order, then the amount of the increase shall be added to the rent limit imposed by section 62(2) of the Act of 1972 and, subject to paragraph 3 below, references to the registered rent in sections 63 to 64 of that Act shall be construed accordingly.
- 2 Where, in the case of any premises consisting of a dwelling-house let on a tenancy to which the said sections 60 to 66 apply, the rent payable in respect of the premises is increased by an order of the sheriff made by virtue of section 28(3)(b) of this Act and that increase takes effect while no rent for the dwelling-house is registered in pursuance of section 61 of the Act of 1972, then the amount of the increase shall be added to the rent limit imposed by section 62(3) of that Act.
- 3 Where, in the case of any premises consisting of a dwelling-house let on a tenancy to which the said sections 60 to 66 apply, the rent is increased by an order of the sheriff made by virtue of section 28(3)(b) of this Act and that increase takes effect when the rent limit is determined under paragraph (a) or (b) of section 63(2), or is the amount specified in a direction by the Secretary of State under section 64(4) of the Act of 1972, then the amount of the increase shall be added to the rent limit so determined or, as the case may be, the amount so specified.

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4 Expressions used in this Part of this Schedule and in Part VI of the Act of 1972 have the same meaning in this Part as in that Part and “the Act of 1972” means the Housing (Financial Provisions)(Scotland) Act 1972.”

32 F3

Textual Amendments

F3 Ss. 1–68, 70–77, 79, 80, Schs. 1–8, 9 paras. 1–30, 32 and Schs. 10, 11 repealed by [Housing \(Scotland\) Act 1987 \(c. 26, SIF 61\)](#), ss. 335, 339(3), **Sch. 24**

^{F4}F4 SCHEDULES 10, 11.

Textual Amendments

F4 Ss. 1–68, 70–77, 79, 80, Schs. 1–8, 9 paras. 1–30, 32 and Schs. 10, 11 repealed by [Housing \(Scotland\) Act 1987 \(c. 26, SIF 61\)](#), ss. 335, 339(3), **Sch. 24**

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