



Rent (Scotland) Act 1984

1984 CHAPTER 58

PART I

PRELIMINARY

3 Statutory tenants and tenancies.

(1) Subject to sections [^{F1}3A,] 4 and 5 below—

- (a) after the termination of a protected tenancy of a dwelling-house the person who, immediately before that termination, was the protected tenant of the dwelling-house shall, so long as he retains possession of the dwelling-house without being entitled to do so under a contractual tenancy, be the statutory tenant of it; and
- (b) the provisions of Schedule 1 to this Act shall have effect for determining what person (if any) is the statutory tenant of a dwelling-house at any time after the death of a person who, immediately before his death, was either a protected tenant of the dwelling-house or the statutory tenant of it by virtue of paragraph (a) above;

and a dwelling-house is referred to as subject to a statutory tenancy when there is a statutory tenant of it.

- (2) A person who becomes a statutory tenant of a dwelling-house as mentioned in paragraph (a) of subsection (1) above is, in this Act, referred to as a statutory tenant by virtue of his previous protected tenancy, and a person who becomes a statutory tenant as mentioned in paragraph (b) of that subsection is, in this Act, referred to as a statutory tenant by succession.

Textual Amendments

F1 “3A,” inserted by [Housing \(Scotland\) Act 1988 \(c. 43, SIF 61\)](#), **ss. 46(1), 52**

Changes to legislation:

There are currently no known outstanding effects for the Rent (Scotland) Act 1984, Section 3.