



# Housing (Scotland) Act 1987

## 1987 CHAPTER 26

### PART VII

#### OVERCROWDING

##### *Responsibility of occupier*

#### **139 Penalty for occupier causing or permitting overcrowding**

- (1) The occupier of a house who causes or permits it to be overcrowded is guilty of an offence, subject to subsection (2).
- (2) The occupier is not guilty of an offence—
  - (a) if the overcrowding is within the exceptions specified in sections 140 or 141 (children attaining age of 10 or temporary visitor), or
  - (b) by reason of anything done under the authority of, and in accordance with any conditions specified in, a licence granted by the local authority under section 142 or a resolution passed under section 143.
- (3) A person committing an offence under this section is liable on summary conviction to a fine not exceeding level 1 on the standard scale.