

*Status: Point in time view as at 07/04/2020.*

*Changes to legislation: Housing (Scotland) Act 1988, SCHEDULE 7 is up to date with all changes known to be in force on or before 26 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 7

Section 72.

#### HOUSING (SCOTLAND) ACT 1987—AMENDMENTS CONNECTED WITH CONSOLIDATION

F1<sub>1</sub> .....

##### Textual Amendments

**F1** Sch. 7 para. 1 repealed (30.9.2002) by 2001 asp 10, s. 112, **Sch. 10 para. 14(14)**; S.S.I. 2002/321, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-5)

F2<sub>2</sub> .....

##### Textual Amendments

**F2** Sch. 7 para. 2 repealed (30.9.2002) by 2001 asp 10, s. 112, **Sch. 10 para. 14(14)**; S.S.I. 2002/321, arts. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-5)

3 In section 114 (closing order) in subsection (5) after the word “shall” there shall be inserted the word “ have ”.

4 In section 129 (appeals) in subsection (1) for “, (3) and (4)” there shall be substituted the words “ to (7) ”.

5 In section 139 (penalty for causing or permitting overcrowding) in subsection (2)(a) for the words “age of 10” there shall be substituted the words “ age of one or 10 ”.

6 In section 151 (interpretation of Part VII) in subsection (2) for the words “139(3), 140(1) and (2) and 144(1) and (2)” there shall be substituted the words “ 139, 140 and 144 ”.

7 In section 173 (warrant to authorise entry) in subsection (5)(a) for the word “entry” there shall be substituted the word “ enter ”.

8 In section 179 (general effect of control order) in subsection (3) for the word “on” there shall be substituted the word “ or ”.

9 In section 200 (slum clearance subsidy) in subsection (2) for “(2)” there shall be substituted “ (1) ”.

F3<sub>10</sub> .....

##### Textual Amendments

**F3** Sch. 7 paras. 10-16 repealed (1.4.2010) by Housing (Scotland) Act 2006 (asp 1), s. 195(3), **Sch. 7** (with s. 193); S.S.I. 2009/122, art. 3

F3<sub>11</sub> .....

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**Textual Amendments**

**F3** Sch. 7 paras. 10-16 repealed (1.4.2010) by [Housing \(Scotland\) Act 2006 \(asp 1\)](#), s. 195(3), [Sch. 7](#) (with s. 193); [S.S.I. 2009/122](#), art. 3

**F3**12 .....

**Textual Amendments**

**F3** Sch. 7 paras. 10-16 repealed (1.4.2010) by [Housing \(Scotland\) Act 2006 \(asp 1\)](#), s. 195(3), [Sch. 7](#) (with s. 193); [S.S.I. 2009/122](#), art. 3

**F3**13 .....

**Textual Amendments**

**F3** Sch. 7 paras. 10-16 repealed (1.4.2010) by [Housing \(Scotland\) Act 2006 \(asp 1\)](#), s. 195(3), [Sch. 7](#) (with s. 193); [S.S.I. 2009/122](#), art. 3

**F3**14 .....

**Textual Amendments**

**F3** Sch. 7 paras. 10-16 repealed (1.4.2010) by [Housing \(Scotland\) Act 2006 \(asp 1\)](#), s. 195(3), [Sch. 7](#) (with s. 193); [S.S.I. 2009/122](#), art. 3

**F3**15 .....

**Textual Amendments**

**F3** Sch. 7 paras. 10-16 repealed (1.4.2010) by [Housing \(Scotland\) Act 2006 \(asp 1\)](#), s. 195(3), [Sch. 7](#) (with s. 193); [S.S.I. 2009/122](#), art. 3

**F3**16 .....

**Textual Amendments**

**F3** Sch. 7 paras. 10-16 repealed (1.4.2010) by [Housing \(Scotland\) Act 2006 \(asp 1\)](#), s. 195(3), [Sch. 7](#) (with s. 193); [S.S.I. 2009/122](#), art. 3

- 17 In section 254 (exchequer contributions towards certain grants) in each of subsections (1) and (2) for “250” there shall be substituted “ 249 ”.
- 18 In section 255 (exchequer contributions in respect of amenities) in each of subsections (1), (4)(b) and (10) for “248” there shall be substituted “ 251 ”.
- 19 In section 268 (notice of determination) in subsection (4) for the words “1 to 3” and “281, 283 and 284(1)” respectively there shall be substituted the words “ 2, 3 and 7 ” and “ 282, 284 and 285 ”.

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- 20 In section 276 (repurchase by authority other than local authority), in subsection (3), in paragraph (a), for “21” there shall be substituted “ 20 ”.
- 21 In section 281 (effect of repurchase on certain existing tenancies) in subsection (2) (b) for the words “34(1)(d) of the Tenants’ Rights, Etc (Scotland) Act 1980” there shall be substituted the words “ 9(1)(d) of the <sup>M1</sup>Rent (Scotland) Act 1984 ”.

#### Marginal Citations

**M1** 1984 c. 58.

- 22 In section 282 (grant of tenancy to former owner-occupier) in subsection (2) for “44(1)” there shall be substituted “ 44(2) ”.
- 23 In section 283 (grant of tenancy to former statutory tenant) in subsection (1)—
- (a) after “44” there shall be inserted “ (2) ”; and
  - (b) in paragraph (d) for the words “34(1)(d) of the Tenants’ Rights, Etc. (Scotland) Act 1980 (notice that tenancy is to be a protected shorthold tenancy)” there shall be substituted the words “ 9(1)(d) of the Rent (Scotland) Act 1984 (notice that the tenancy is to be a short tenancy) ”.
- 24 In section 285 (request for tenancy under sections 282 or 283) in subsection (1)(a) for the words “paragraph 4” there shall be substituted the words “ paragraph 3 ”.
- 25 In section 296 (contributions by Secretary of State) in subsection (4)(b) for “8 of Schedule 21” and “8(1)(a)” there shall be substituted respectively “ 10 of Schedule 20 ” and “ 10(1)(a) ”.
- 26 In section 299 (jurisdiction of sheriff) in subsection (2)(b) for the words “paragraph (9) of Schedule 21” there shall be substituted the words “ paragraph 11(1) of Schedule 20 ”.
- 27 In section 338 (interpretation) in the definition of “standard amenities” for “244(5)” there shall be substituted “ 244(6) ”.
- 28 In Schedule 7 (application of enactments) in paragraph 13—
- (a) in sub-paragraph (2) for the words “those Parts respectively” there shall be substituted the words “ Part I of this Act ”; and
  - (b) in sub-paragraph (3)(a) for the words “Part I of this Act or Part II of Schedule 8 (as the case may be)” there shall be substituted the words “ Part III of Schedule 8 ”.
- 29 In Schedule 20 (assistance by way of repurchase) in paragraph 3 for the words “a notice” there shall be substituted the words “ an offer to purchase ”.
- 30 In Schedule 24 (repeals) in the entry relating to the <sup>M2</sup>Rent (Scotland) Act 1984, in column 3, for “5(2)(b)” there shall be substituted “ 5(2)(d) ”.

#### Marginal Citations

**M2** 1984 c. 58.

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