

Status: Point in time view as at 23/12/2016.

Changes to legislation: There are currently no known outstanding effects for the Agricultural Holdings (Scotland) Act 1991, Cross Heading: Timing of rent review notice. (See end of Document for details)

SCHEDULES

[^{F1}SCHEDULE 1A

RENT REVIEW

Textual Amendments

- F1** Sch. 1A inserted (23.12.2016 for the purpose of making regulations under sch. 1A paras. 2(4), 9(1), 10(6) and otherwise prosp.) by [Land Reform \(Scotland\) Act 2016 \(asp 18\)](#), **ss. 101(3), 130(1)** (with s. 128); [S.S.I. 2016/365](#), reg. 2, sch.

Timing of rent review notice

- 3 (1) A rent review notice may not be served under paragraph 1 if the rent agreement date stated in the notice would fall before the end of the period of 3 years beginning with the latest of—
- (a) the commencement of the tenancy,
 - (b) the date as from which a previous variation of rent (under paragraph 7(2)(a) or otherwise) took effect,
 - (c) the date as from which a previous determination under paragraph 7(2)(b) that the rent should continue unchanged took effect.
- (2) For the purposes of sub-paragraph (1)(b), the following are to be disregarded—
- (a) a variation of rent under section 14,
 - (b) an increase of rent under section 15(1),
 - (c) a reduction of rent under section 31,
 - (d) a variation of rent arising under—
 - (i) the exercise or revocation of an option to tax under schedule 10 of the Value Added Tax Act 1994, or
 - (ii) a change in the rate of value added tax applicable to grants of interests in or rights over land in respect of which such an option has effect.]

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