



Housing (Scotland) Act 2001

2001 asp 10

HOUSING (SCOTLAND) ACT 2001

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Changes to legislation: Housing (Scotland) Act 2001 is up to date with all changes known to be in force on or before 10 April 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) View outstanding changes

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PART 1 — GROUNDS ON WHICH COURT MAY ORDER RECOVERY OF POSSESSION

- 1 Rent lawfully due from the tenant has not been paid,...
 - 2 The tenant (or any one of joint tenants), a person...
 - 3 (1) The condition of the house or of any of...
 - 4 The condition of any furniture provided for use under the...
 - 5 The tenant and— (a) the tenant's spouse or civil partner...
 - 6 The tenant is the person, or one of the persons,...
 - 7 (1) The tenant (or any one of joint tenants), a...
 - 8 (1) The tenant (or any one of joint tenants) or...
 - 9 The house is overcrowded, within the meaning of section 135...
 - 10 (1) It is intended within a reasonable period of time...
 - 11 The house has been designed or adapted for occupation by...
 - 12 The house forms part of a group of houses which...
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- 6 Order of succession
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- 10 Notification of right to succeed to tenancy
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- 2 The landlord must, before the commencement of the tenancy—
- 3 The landlord must— (a) ensure that any work necessary to...
- 4 The landlord, or any person authorised by it in writing,...
- 5 (1) In determining for the purposes of paragraph 1 whether...
- 6 In paragraph 5, “sanitary defects” includes lack of air space...

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- 3 The conditions which may be imposed under paragraph 2(b) include...
- 4 The landlord must intimate its consent or refusal, any conditions...
- 5 If the landlord fails to comply with paragraph 4, it...
- 6 A tenant who is aggrieved by a refusal, or by...
- 7 In such proceedings the court must, unless it considers that...
- 8 In deciding whether a refusal or a condition is reasonable...

PART 2 — ASSIGNATION, SUBLETTING, EXCHANGE ETC.

- 9 A tenant under a Scottish secure tenancy who, in pursuance...
- 10 A tenant under a Scottish secure tenancy who, in pursuance...
- 11 On an application under paragraph 9 or 10 the landlord...
- 12 The landlord must intimate its consent or refusal and, in...
- 13 If the landlord fails to comply with paragraph 12, it...
- 14 A tenant who is aggrieved by a refusal may raise...
- 15 In such proceedings the court must, unless it considers that...

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- 3 Temporary letting to person seeking accommodation
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- 4 *General power to remove director, trustee etc.*

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- 5 *Industrial and provident society: power to appoint new committee member*
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- 2 *Friendly and Industrial and Provident Societies Act 1968 (c.55)*
- 3 *Land Compensation (Scotland) Act 1973 (c.56)*
- 4 *Land Tenure Reform (Scotland) Act 1974 (c.38)*
- 5 *House of Commons Disqualification Act 1975 (c.24)*
- 6 *Local Government (Scotland) Act 1975 (c.30)*
- 7 *Matrimonial Homes (Family Protection) (Scotland) Act 1981 (c.59)*

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- 8 *Finance Act 1981 (c.35)*
- 9 *Rent (Scotland) Act 1984 (c.58)*
- 10 *Bankruptcy (Scotland) Act 1985 (c.66)*
- 11 *Housing Associations Act 1985 (c.69)*
- 12 *Housing (Scotland) Act 1986 (c.65)*
- 13 *Housing (Scotland) Act 1987 (c.26)*
- 14 *Housing (Scotland) Act 1988 (c.43)*
- 15 *Housing Act 1988 (c.50)*
- 16 *Local Government and Housing Act 1989 (c.42)*
- 17 *Social Security Administration Act 1992 (c.5)*
- 18 *Taxation of Chargeable Gains Act 1992 (c.12)*
- 19 *Local Government Finance Act 1992 (c.14)*
- 20 *Leasehold Reform, Housing and Urban Development Act 1993 (c.28)*
- 21 *Local Government etc. (Scotland) Act 1994 (c.39)*
- 22 *Requirements of Writing (Scotland) Act 1995 (c.7)*
- 23 *Children (Scotland) Act 1995 (c.36)*
- 24 *Housing Act 1996 (c.52)*
- 25 *Planning (Consequential Provisions) (Scotland) Act 1997 (c.11)*
- 26 *Data Protection Act 1998 (c.29)*
- 27 *Crime and Disorder Act 1998 (c.37)*
- 28 *Public Finance and Accountability (Scotland) Act 2000 (asp 1)*
- 29 *Ethical Standards in Public Life etc. (Scotland) Act 2000 (asp 7)*

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[View outstanding changes](#)

Changes and effects yet to be applied to :

- s. 95 and cross-heading repealed by [2019 asp 10 s. 18\(4\)](#)
- s. 5(1) words inserted by [2003 asp 10 s. 5\(4\)\(a\)](#) (This amendment not applied to legislation.gov.uk. S. 5 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)
- s. 5(4) words inserted by [2003 asp 10 s. 5\(4\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S. 5 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)
- s. 5(4)(a) words substituted by [2014 asp 14 sch. 2 para. 10\(2\)](#)
- s. 14 title substituted by [2021 asp 16 s. 22\(5\)](#)
- s. 14(2B) words inserted by [2021 asp 16 s. 22\(2\)\(c\)\(ii\)](#)
- s. 14(2B) words inserted by [2021 asp 16 s. 22\(2\)\(c\)\(iii\)](#)
- s. 14(2B) words repealed by [2021 asp 16 s. 22\(2\)\(c\)\(i\)](#)
- s. 14(4) words substituted by [2021 asp 16 s. 22\(2\)\(d\)](#)
- s. 16 title substituted by [2021 asp 16 s. 22\(6\)](#)
- s. 16(1) words substituted by [2021 asp 16 s. 22\(3\)\(a\)](#)
- s. 16(2) word substituted by [2021 asp 16 s. 22\(3\)\(b\)\(i\)](#)
- s. 16(3A) words substituted by [2021 asp 16 s. 22\(3\)\(d\)](#)
- s. 34(6A) inserted by [2003 asp 10 s. 6\(1\)](#) (This amendment not applied to legislation.gov.uk. S. 6 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)
- s. 34(8) word inserted by [2003 asp 10 s. 6\(3\)\(a\)](#) (This amendment not applied to legislation.gov.uk. S. 6 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)
- s. 37(1)(a) words substituted by [2003 asp 10 s. 6\(4\)](#) (This amendment not applied to legislation.gov.uk. S. 6 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)
- sch. 2 heading substituted by [2021 asp 16 s. 22\(7\)](#)
- sch. 2 Pt. 1 heading substituted by [2021 asp 16 s. 22\(8\)](#)
- sch. 10 para. 13(36)-(40) repealed by [2014 asp 14 sch. 2 para. 10\(5\)\(c\)](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5(5A) inserted by [2003 asp 10 s. 5\(4\)\(c\)](#) (This amendment not applied to legislation.gov.uk. S. 5 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)
- s. 14(1)(a) words renumbered as s. 14(1)(a) by [2021 asp 16 s. 22\(2\)\(a\)\(i\)](#)
- s. 14(1)(b) inserted by [2021 asp 16 s. 22\(2\)\(a\)\(ii\)](#)
- s. 14(1A)(1B) inserted by [2021 asp 16 s. 22\(2\)\(b\)](#)
- s. 14(5C)-(5E) inserted by [2021 asp 16 s. 22\(2\)\(e\)](#)
- s. 16(2)(d)(e) inserted by [2021 asp 16 s. 22\(3\)\(b\)\(ii\)](#)
- s. 16(3ZA)(3ZB) inserted by [2021 asp 16 s. 22\(3\)\(c\)](#)
- s. 16(5C) inserted by [2021 asp 16 s. 22\(3\)\(e\)](#)
- s. 16(7)-(10) inserted by [2021 asp 16 s. 22\(3\)\(f\)](#)
- s. 34(7A)-(7C) inserted by [2003 asp 10 s. 6\(2\)](#) (This amendment not applied to legislation.gov.uk. S. 6 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)

- s. 34(8)(b) and words inserted by [2003 asp 10 s. 6\(3\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S. 6 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)
- s. 89(12) inserted by [2019 asp 10 s. 18\(3\)](#)
- sch. 2 para. 15A inserted by [2021 asp 16 s. 22\(4\)](#)
- sch. 6 para. 5A and cross-heading inserted by [2003 asp 10 s. 5\(5\)](#) (This amendment not applied to legislation.gov.uk. S. 5 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)