
Changes to legislation: There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Paragraph 9. (See end of Document for details)

SCHEDULE 4 APPLICATIONS FOR HMO LICENCES: PROCEDURE

Time limit for determining application

- 9 (1) The local authority must decide whether to grant or refuse an application for an HMO licence within 12 months of it receiving the application.
- (2) The period mentioned in sub-paragraph (1) may be extended by the sheriff, on summary application by the local authority, by such period as the sheriff thinks fit.
- (3) The sheriff may not extend a period unless the local authority applies for the extension before the period expires.
- (4) The applicant is entitled to be a party to any proceedings on such a summary application.
- (5) The sheriff's decision on such an application is final.
- (6) If the local authority does not determine an application for an HMO licence within the period mentioned in sub-paragraph (1) (or that period as extended), the authority is to be treated as having decided to grant the HMO licence unconditionally.
- (7) Sub-paragraph (6) does not affect the local authority's power to vary or revoke an HMO licence granted in pursuance of that sub-paragraph.

Modifications etc. (not altering text)

- C1** Sch. 4 para. 9(2) power to disapply conferred (20.11.2014) by [Housing \(Scotland\) Act 2014 \(asp 14\)](#), [ss. 20\(2\)\(a\)\(iii\)](#), 104(3); S.S.I. 2014/264, art. 2, Sch.

Commencement Information

- I1** Sch. 4 para. 9 in force at 31.8.2011 by [S.S.I. 2010/159](#), [art. 3](#)

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