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*Changes to legislation: There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Paragraph 2. (See end of Document for details)*

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## SCHEDULE 5 HMO AMENITY NOTICES: ENFORCEMENT ETC.

### *Evacuation*

- 2 (1) Where the local authority—
- (a) is authorised by this schedule to carry out work in living accommodation, and
  - (b) considers that doing so is likely to endanger the occupant of any land or premises,
- it must require that occupant to move from the land or premises.
- (2) A requirement under sub-paragraph (1) must be made by serving a notice on the occupant specifying—
- (a) by reference to the work which the local authority is authorised to carry out, the reason why the occupant is required to move, and
  - (b) the period, beginning not less than 14 days after the date on which the notice is served, within which the occupant must move.
- (3) A requirement under sub-paragraph (1) ceases to have effect if—
- (a) the sheriff refuses to grant a warrant under paragraph 3(4) in relation to it, or
  - (b) the work concerned is completed.

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#### **Commencement Information**

**II** Sch. 5 para. 2 in force at 31.8.2011 by S.S.I. 2010/159, art. 3

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