



Housing (Scotland) Act 2006

2006 asp 1

PART 1

HOUSING STANDARDS

CHAPTER 5

REPAIR, IMPROVEMENT AND DEMOLITION OF HOUSES

Enforcement by local authority

39 Unlawful occupation etc.

- (1) A person commits an offence if the person, knowing that a requirement under section 37(1) has effect in relation to any land or premises—
 - (a) occupies it or them, or
 - (b) permits such occupation.
- (2) A person guilty of an offence under subsection (1) is liable, on summary conviction, to a fine not exceeding level 5 on the standard scale or to imprisonment for a term not exceeding 3 months or to both.
- (3) It is not an offence under subsection (1)—
 - (a) for a person to continue to occupy any land or premises which that person occupied on the day on which the requirement under section 37(1) is made, or
 - (b) to permit such a person to continue occupation.

Changes to legislation:

There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Section 39.