



Housing (Scotland) Act 2006

2006 asp 1

PART 1

HOUSING STANDARDS

CHAPTER 8

SUPPLEMENTAL PROVISIONS, INCLUDING APPEALS

Appeals

[^{F1}66A Appeals in relation to section 52

- (1) A tenant aggrieved by a decision by a landlord—
 - (a) to impose any condition on a consent to carry out work in pursuance of section 52(2), or
 - (b) to refuse to consent to the carrying out of any such work,may appeal to the First-tier Tribunal within 6 months of being notified of that decision.
- (2) The First-tier Tribunal may, on cause shown, hear an appeal after the deadline set by subsection (1).
- (3) The First-tier Tribunal must, unless the Tribunal considers the condition or, as the case may be, refusal appealed against to be reasonable, determine an appeal under subsection (1) by quashing the decision and directing the landlord to withdraw the condition (or to vary it in such manner as the Tribunal may specify) or, as the case may be, to consent to the application (with or without such conditions as the Tribunal may specify).
- (4) In determining whether a condition or refusal appealed against under subsection (1) is reasonable, the First-tier Tribunal must, where the appeal relates to an application made for the purposes of section 52(2)(a), have regard to any code of practice issued by the Commission for Equality and Human Rights which relates to section 52 or 53.
- (5) The First-tier Tribunal's determination on an appeal under subsection (1) is final.]

Changes to legislation: *There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Section 66A. (See end of Document for details)*

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Textual Amendments

- F1** S. 66A inserted (1.12.2017) by [Housing \(Scotland\) Act 2014 \(asp 14\)](#), **ss. 18(1)**, 104(3); S.S.I. 2017/330, art. 3, sch.

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