



Coronavirus (Recovery and Reform) (Scotland) Act 2022

2022 asp 8

PART 4

TENANCIES

Removal of mandatory eviction grounds

45 Tenancies under the Rent (Scotland) Act 1984: discretionary eviction grounds

- (1) The Rent (Scotland) Act 1984 is modified as follows.
- (2) In section 11 (grounds for possession of certain dwelling-houses)—
 - (a) in subsection (1)(b), after “Part I” insert “or II”,
 - (b) subsection (2) is repealed.
- (3) In section 12 (extended discretion of Tribunal)—
 - (a) in subsection (1), the words “Subject to subsection (5) below,” are repealed,
 - (b) in subsection (2), the words “, subject to subsection (5) below,” are repealed,
 - (c) subsection (5) is repealed.
- (4) In section 14 (conditions applying to recovery of short tenancies)—
 - (a) in subsection (1), after “Act” insert “provided the First-tier Tribunal considers it reasonable to allow such recovery”,
 - (b) in subsection (3)—
 - (i) the words from “a landlord” to “above,” become paragraph (a),
 - (ii) after paragraph (a) insert “or
“**(b)** the First-tier Tribunal does not consider it reasonable to allow recovery in accordance with the said Case 15,”
 - (iii) the words from “the tenancy shall” to “this subsection.” become the closing words.
- (5) In schedule 2 (grounds for possession for protected or statutory tenancies)—

Changes to legislation: There are currently no known outstanding effects for the Coronavirus (Recovery and Reform) (Scotland) Act 2022, Section 45. (See end of Document for details)

- (a) the heading of Part I becomes “Certain cases in which First-tier Tribunal may order possession”,
- (b) the heading of Part II becomes “Further cases in which First-tier Tribunal may order possession”.

Commencement Information

II S. 45 in force at 1.10.2022, see s. 59(1)

Changes to legislation:

There are currently no known outstanding effects for the Coronavirus (Recovery and Reform) (Scotland) Act 2022, Section 45.