

*These notes relate to the Building (Scotland) Act 2003  
(asp 8) which received Royal Assent on 26 March 2003*

# **BUILDING (SCOTLAND) ACT 2003**

---

## **EXPLANATORY NOTES**

### **THE ACT - AN OVERVIEW**

#### **Part 5: General**

##### ***Section 50: Criminal liability of trustees etc.***

129. This section creates a defence for certain individuals such as trustees or liquidators in proceedings for not complying with various notices. The defence applies where the trustee, liquidator etc. has no other interest in a building and that person does not have sufficient funds in that capacity to incur the expense of complying with the notice. The defence would only apply where the person could prove the matters specified in paragraphs (a) and (b) of the section.