



# Building (Scotland) Act 2003

## 2003 asp 8

### PART 5

#### GENERAL

#### *Evacuation of buildings*

#### **43 Unlawful occupation of evacuated buildings**

- (1) Any person who—
- (a) has removed from a building in compliance with a requirement under section 42, or has been ejected from a building under schedule 5, and
  - (b) thereafter occupies the building,
- is guilty of an offence unless notice under section 42(7) has been given to the person.
- (2) A person guilty of an offence under subsection (1) is liable—
- (a) on summary conviction to a fine not exceeding the statutory maximum,
  - (b) on conviction on indictment, to a fine.

#### **Commencement Information**

**II** S. 43 in force at 1.5.2005 by [S.S.I. 2004/404](#), [art. 2\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Building (Scotland) Act 2003, Section 43.