



# Housing (Scotland) Act 2006

## 2006 asp 1

### PART 1

#### HOUSING STANDARDS

#### CHAPTER 6

#### MAINTENANCE

#### *Maintenance plans*

#### **47 Variation and revocation of maintenance plans**

- (1) The local authority may vary a maintenance plan in such manner as it thinks fit—
  - (a) if satisfied at any time that there has been a change in circumstances which justifies such a variation, or
  - (b) before doing anything under section 49 in relation to the plan.
- (2) The local authority may vary a maintenance plan on the application of an owner of any of the houses concerned or of its own accord.
- (3) The local authority may revoke a maintenance plan if [<sup>F1</sup>subsection (3A) applies or if] it is satisfied at any time—
  - (a) that implementation of the plan is no longer practicable, and
  - (b) that the plan cannot be varied so as to make implementation practicable.

[<sup>F2</sup>(3A) This subsection applies where the local authority is satisfied that a property factor (within the meaning of section 2(1) of the Property Factors (Scotland) Act 2011 (asp 8)) has been appointed to manage or maintain the premises to which the plan relates.]

- (4) The local authority must serve notice of any variation or revocation in accordance with section 62.
- (5) Where a maintenance plan is varied, a copy of the revised plan must be attached to that notice.

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**Changes to legislation:** There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Section 47. (See end of Document for details)

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#### **Textual Amendments**

- F1** Words in s. 47(3) inserted (13.7.2015) by [Housing \(Scotland\) Act 2014 \(asp 14\)](#), **ss. 89(2)(a)**, 104(3); [S.S.I. 2015/272](#), **art. 2**, Sch.
- F2** S. 47(3A) inserted (13.7.2015) by [Housing \(Scotland\) Act 2014 \(asp 14\)](#), **ss. 89(2)(b)**, 104(3); [S.S.I. 2015/272](#), **art. 2**, Sch.
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#### **Commencement Information**

- I1** S. 47 in force at 1.4.2009 by [S.S.I. 2009/122](#), **art. 3**

**Changes to legislation:**

There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Section 47.