



# Housing (Scotland) Act 2010

## 2010 asp 17

### PART 7

#### REGISTERED SOCIAL LANDLORDS: INSOLVENCY ETC.

##### *Implementing proposals*

#### **86      Manager: powers**

- (1) A manager appointed to implement agreed proposals may do anything necessary to secure that implementation.
- (2) A manager may, in particular—
  - (a) take possession of land (and raise legal proceedings for that purpose),
  - (b) sell or otherwise dispose of land by public auction or private contract,
  - (c) raise or borrow money,
  - (d) grant security over land,
  - (e) grant or enter into, or accept a renunciation of, a lease or tenancy,
  - (f) carry on the registered social landlord's business (in so far as relating to management and transfer of land),
  - (g) carry out works, or do anything else, in connection with the management or transfer of land,
  - (h) execute deeds or other documents on behalf of the registered social landlord,
  - (i) use the registered social landlord's seal (if it has one),
  - (j) make any arrangement or compromise on behalf of the registered social landlord,
  - (k) appoint (and dismiss) agents and staff,
  - (l) appoint a solicitor, accountant or other professional to assist the manager,
  - (m) make payments,
  - (n) take out insurance,
  - (o) raise or defend legal proceedings,
  - (p) refer a dispute to arbitration,
  - (q) do anything incidental to the exercise of the above powers.

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**Status:** *This is the original version (as it was originally enacted).*

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- (3) A manager acts as the registered social landlord's agent and is accordingly not personally liable on an agreement entered into as manager.
- (4) Anyone dealing with a manager in good faith and for value need not inquire whether the manager is acting within the powers conferred by virtue of this section.
- (5) A manager must, so far as practicable—
  - (a) consult the registered social landlord's tenants before doing anything likely to affect them, and
  - (b) inform them of the effect of any such action.