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*Changes to legislation: There are currently no known outstanding effects for the Private Housing (Tenancies) (Scotland) Act 2016, Cross Heading: Not an employee. (See end of Document for details)*

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## SCHEDULE 3 EVICTION GROUNDS

### PART 2

#### TENANT'S STATUS

##### *Not an employee*

- 8 (1) It is an eviction ground that the tenancy was entered into to provide an employee with a home and the tenant is not a qualifying employee.
- (2) The First-tier Tribunal [<sup>F1</sup>may] find that the ground named by sub-paragraph (1) applies if—
- (a) the tenancy was granted to the tenant—
    - (i) in consequence of the tenant being an employee of the landlord, or
    - (ii) in the expectation that the tenant would become an employee of the landlord,
  - (b) the tenant is not employed by the landlord, and
  - [<sup>F2</sup>(c) the Tribunal is satisfied that it is reasonable to issue an eviction order on account of those facts.]
- <sup>F3</sup>(3) . . . . .
- (4) In [<sup>F4</sup>sub-paragraph (2)], “landlord” includes any person who has been a landlord under the tenancy.

#### Textual Amendments

- F1** Word in sch. 3 para. 8(2) substituted (1.10.2022) by Coronavirus (Recovery and Reform) (Scotland) Act 2022 (asp 8), ss. 43(3)(g)(i), 59(1) (with s. 48(1))
- F2** Sch. 3 para. 8(2)(c) substituted (1.10.2022) by Coronavirus (Recovery and Reform) (Scotland) Act 2022 (asp 8), ss. 43(3)(g)(ii), 59(1) (with s. 48(1))
- F3** Sch. 3 para. 8(3) repealed (1.10.2022) by Coronavirus (Recovery and Reform) (Scotland) Act 2022 (asp 8), ss. 43(3)(g)(iii), 59(1) (with s. 48(1))
- F4** Words in sch. 3 para. 8(4) substituted (1.10.2022) by Coronavirus (Recovery and Reform) (Scotland) Act 2022 (asp 8), ss. 43(3)(g)(iv), 59(1) (with s. 48(1))

#### Commencement Information

- I1** Sch. 3 para. 8 in force at 1.12.2017 by S.S.I. 2017/346, reg. 2, sch.

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