

Changes to legislation: There are currently no known outstanding effects for the Private Housing (Tenancies) (Scotland) Act 2016, PART 1. (See end of Document for details)

SCHEDULE 5 TRANSITION FROM REGIMES UNDER EARLIER ENACTMENTS

PART 1

NO NEW ASSURED TENANCIES

No new assured tenancies

- 1 (1) Section 12 of the Housing (Scotland) Act 1988 is amended as follows.
- (2) In subsection (1), after the word “subsection” there is inserted “ (1A) or ”.
- (3) After subsection (1) there is inserted—
- “ (1A) A tenancy cannot be an assured tenancy if it is granted on or after the day that section 1 of the Private Housing (Tenancies) (Scotland) Act 2016 comes into force.”.
- (4) In schedule 4, after paragraph 13(3) there is inserted—
- “(4) A tenancy which is a private residential tenancy as defined in the Private Housing (Tenancies) (Scotland) Act 2016.”.

Commencement Information

II Sch. 5 para. 1 in force at 1.12.2017 by S.S.I. 2017/346, reg. 2, sch. (with reg. 6)

No new short assured tenancies

- 2 (1) The Housing (Scotland) Act 1988 is amended as follows.
- (2) In section 32—
- (a) in subsection (3)—
- (i) paragraph (b) and the word “or” immediately preceding it are repealed,
- (ii) the words “or, as the case may be, the new contractual tenancy” are repealed,
- (b) in subsection (4)—
- (i) the words “or, as the case may be, before the beginning of the new tenancy” are repealed,
- (ii) the words “or new” are repealed.
- (3) In section 33(1)—
- (a) the word “ and ” is inserted at the end of paragraph (b),
- (b) paragraph (c), including the word “and” at the end of it, is repealed.

Commencement Information

I2 Sch. 5 para. 2 in force at 1.12.2017 by S.S.I. 2017/346, reg. 2, sch. (with reg. 6)

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