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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 328 (C. 28)**

**PROPERTY FACTORS**

The Property Factors (Scotland) Act  
2011 (Commencement No. 1) Order 2011

*Made* - - - - 8th September 2011  
*Laid before the Scottish*  
*Parliament* - - - - 12th September 2011  
*Coming into force* - - 23rd September 2011

The Scottish Ministers make the following Order in exercise of the powers conferred by section 33(2) and (4) of the Property Factors (Scotland) Act 2011<sup>(1)</sup>.

**Citation and commencement**

1. This Order may be cited as the Property Factors (Scotland) Act 2011 (Commencement No. 1) Order 2011 and comes into force on 23rd September 2011.

**Appointed day**

2.—(1) The day appointed for the coming into force of the provisions of the Property Factors (Scotland) Act 2011 specified in column 1 of the Schedule to this Order (the subject matter of which is described in column 2 of the Schedule) is 23rd September 2011.

(2) Where a purpose is specified in column 3 of the Schedule in relation to any provision, that provision comes into force on 23rd September 2011 for that purpose only.

St Andrew's House, Edinburgh  
8th September 2011

*KEITH BROWN*  
Authorised to sign by the Scottish Ministers

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*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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## SCHEDULE

Article 2

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
<i>Provisions of the Act</i>	<i>Subject Matter</i>	<i>Purpose</i>
Section 1(3)	Register of property factors	
Section 2	Meaning of “property factor”	
Section 3	Application for registration	Only for the purpose of enabling determinations of fees and regulations to be made.
Section 7	Duty of responsible person to provide information	Only for the purpose of enabling determinations of fees and regulations to be made.
Section 10(5)	Section 9: interpretation etc.	
Section 13	Property factor registered numbers	Only for the purpose of enabling orders to be made.
Section 14	Code of conduct	
Section 15	Service of notices etc.	
Section 25	Power to make further provision about applications etc.	
Section 26	Recovery of costs from property factors in relation to certain applications and orders.	

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force on 23rd September 2011, sections 1(3), 2, 10(5), 14, 15, 25 and 26 of the Property Factors (Scotland) Act 2011 (“the Act”) for all purposes and sections 3, 7 and 13 of the Act for the limited purposes of enabling the Scottish Ministers to make, or to make provision by means of subordinate legislation.

The Bill for the Act received Royal Assent on 7th April 2011. Part 3 of the Act came into force on 8th April 2011. The Act (except Part 3) comes into force on 1st October 2012 to the extent it is not already in force.