
SCOTTISH STATUTORY INSTRUMENTS

2016 No. 365

The Land Reform (Scotland) Act 2016 (Commencement
No. 3, Transitory and Saving Provisions) Regulations 2016

Transitory provision: right to compensation for improvements

14. Until the coming into force of section 85 of the 2016 Act (modern limited duration tenancies: creation) for all purposes, section 45(5) of the 2003 Act⁽¹⁾ (right to compensation for improvements), is to be read as if for section 45(5) there were substituted—

“(5) Nothing in any order made under section 73 of the 1991 Act which varies the provisions of schedule 5 of that Act affects the right of a tenant of a short limited duration tenancy or a limited duration tenancy to claim, in respect of an improvement made or begun before the date on which such order comes into force, any compensation to which, but for the making of the order, the tenant would have been entitled.”

⁽¹⁾ Section 45(5) was inserted by paragraph 7(16)(b) of schedule 2 of the 2016 Act.