

Changes to legislation: There are currently no known outstanding effects for the Housing (Scotland) Act 1986, SCHEDULE 2. (See end of Document for details)

SCHEDULES

SCHEDULE 2

MINOR AND CONSEQUENTIAL AMENDMENTS

The Building (Scotland) Act 1959 (c. 24)

F1₁

Textual Amendments

F1 Sch. 2 para. 1 repealed (1.5.2005) by Building (Scotland) Act 2003 (asp 8), s. 59(1), Sch. 6 para. 16 (with s. 53); S.S.I. 2004/404, art. 2(1)

2 F2

Textual Amendments

F2 Ss. 1–12, 18, 21, Sch. 1 and Sch. 2 para. 2 repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(3), Sch. 24

The Land Tenure Reforms (Scotland) Act 1974 (c. 38)

- 3 In section 8(7) of the Land Tenure Reform (Scotland) Act 1974 (saving)—
- (a) for the words “1971” there shall be substituted the words “1984 or a secure tenancy within the meaning of the ^{M1}Tenants’ Rights, Etc. (Scotland) Act 1980”; and
 - (b) for the words “that Act” there shall be substituted the words “either of those Acts”.

Marginal Citations

M1 1980 c. 52.

The Housing Associations Act 1985 (c. 69).

- 4 (1) The Housing Associations Act 1985 shall be amended in accordance with this paragraph.
- (2) In section 8(1) (power of registered housing associations to dispose of land), after the word “buy” there shall be inserted the words “and Part I of the Tenants’ Rights, Etc. (Scotland) Act 1980 (analogous Scottish Provisions)”.

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- (3) In section 15(1) (prohibition on payments etc. by certain registered housing associations), at the end there shall be added the words “ or by section 15A of this Act ”.
- (4) In section 40 (index of defined expressions), after the entry relating to a shared ownership lease there shall be inserted the following entry—

“shared ownership agreement (in relation to section 106”
Scotland)

- (5) In section 42 (projects qualifying for housing association grant: accommodation for letting, hostels), in subsection (2)(a)—
 - (a) after the word “includes” there shall be inserted the words “(i) In England and Wales,”; and
 - (b) after the word “lease,” there shall be inserted the following sub-paragraph—
 - “(ii) in Scotland, disposal under a shared ownership agreement,”.
- (6) In section 86 (Housing Corporation indemnities for building societies)—
 - (a) in subsection (1)—
 - (i) after the words “building society” in each of the three places where they occur there shall be inserted the words “ or recognised body ”; and
 - (ii) in paragraph (b), for the word “the” where it last occurs there shall be substituted the word “ a ”;
 - (b) in subsection (2), after the words “building society” there shall be inserted the words “ or recognised body ”;
 - (c) in subsection (5), after the words “building societies” there shall be inserted the words “ or recognised bodies ”; and
 - (d) at the end there shall be added the following subsections—
 - “(6) In this section, “recognised body” means a body designated, or of a class or description designated, in an order made under this subsection by statutory instrument by the Secretary of State with the consent of the Treasury.
 - (7) Before making an order under subsection (6) above varying or revoking an order previously so made, the Secretary of State shall give an opportunity for representations to be made on behalf of a recognised body which, if the order were made, would cease to be such a body.”.
- (7) In section 106 (interpretation), at the end there shall be added the following subsection—
 - “(3) In the definition of “shared ownership agreement” in subsection (2) above, “approved” means approved by the Secretary of State after consultation with the Housing Corporation.”.
- (8) In section 107—
 - (a)

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- (b) in subsection (4) (list of provisions of Act applying to Scotland only), after the word “only—” there shall be inserted the words—

“..... **F4**
section 15A,”.

Textual Amendments

- F3** Ss. 13(1), 14–16, Sch. 2 para. 4(8)(a) repealed by Housing Act 1988 (c. 50, SIF 61), s. 140(2), **Sch. 18**
F4 Words repealed by Housing Act 1988 (c. 50, SIF 61), s. 140(2), **Sch. 18**

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