



Housing (Scotland) Act 1987

1987 CHAPTER 26

PART III

RIGHTS OF PUBLIC SECTOR TENANTS

General

82 Interpretation of this Part

In this Part and in sections 14, 19, 20 and 216, except where provision is made to the contrary,

"application to purchase" has the meaning assigned to it by section 63;

"family" and any reference to membership thereof shall be construed in accordance with section 83;

"fire authority" means a fire authority for the purposes of the Fire Services Acts 1947 to 1959 or a joint committee constituted by virtue of section 36(4)(b) of the Fire Services Act 1947;

"heritable proprietor", in relation to a house, includes any landlord entitled under section 3 of the Conveyancing (Scotland) Act 1924 (disposition of the dwelling-house etc. by persons uninfert) to grant a disposition of the house;

"housing co-operative" has the meaning assigned to it by section 22;

"landlord" means a person who lets a house to a tenant for human habitation, and includes his successors in title;

"offer to sell" has the meaning assigned to it by section 63(2) and includes such offer to sell as is mentioned in section 71(1)(d);

"police authority" means a police authority in Scotland within the meaning of section 2(1) or 19(9)(b) of the Police (Scotland) Act 1967 or a joint police committee constituted by virtue of subsection (2)(b) of the said section 19 and any police authority constituted in England and Wales or Northern Ireland under corresponding legislation;

"secure tenancy" means a secure tenancy within the meaning of section 44;

Status: This is the original version (as it was originally enacted).

"tenancy" means any agreement under which a house is made available for occupation for human habitation, and "leases", "let" and "lets" shall be construed accordingly;

"tenant" means a person who leases a house from a landlord and who derives his right therein directly from the landlord, and in the case of joint tenancies means all the tenants.

83 Members of a person's family

- (1) A person is a member of another's family for the purposes of this Act if—
 - (a) he is the spouse of that person or he and that person live together as husband and wife; or
 - (b) he is that person's parent, grandparent, child, grandchild, brother, sister, uncle, aunt, nephew or niece.
- (2) For the purposes of subsection (1)(b)—
 - (a) a relationship by marriage shall be treated as a relationship by blood;
 - (b) a relationship of the half-blood shall be treated as a relationship of the whole blood;
 - (c) the stepchild of a person shall be treated as his child; and
 - (d) a child shall be treated as such whether or not his parents are married.

84 Service of notices

- (1) A notice or other document which requires to be served on a person under any provision of this Part or of section 216 may be given to him—
 - (a) by delivering it to him;
 - (b) by leaving it at his proper address; or
 - (c) by sending it by recorded delivery post to him at that address.
- (2) For the purposes of this section and of section 7 of the Interpretation Act 1978 (references to service by post) in its application to this section, a person's proper address shall be his last known address.