

**Changes to legislation:** Housing (Scotland) Act 1988, Paragraph 11 is up to date with all changes known to be in force on or before 19 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 4

#### TENANCIES WHICH CANNOT BE ASSURED TENANCIES

##### *Local authority and other tenancies*

- 11 A tenancy under which the interest of the landlord belongs to—
- [<sup>F1</sup>(a) a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994, or a joint board or joint committee of two or more such councils, or the common good of such a council or any trust under the control of such a council;]
  - [<sup>F2</sup>(aa) Scottish Water;]
  - (b) .....
  - [<sup>F3</sup>(c) .....
  - [<sup>F3</sup>(d) .....
  - (e) a co-operative housing association within the meaning of section 1 of the Housing Associations Act 1985; [<sup>F4</sup>or]
  - [<sup>F5</sup>(ea) a registered social landlord within the meaning of the Housing (Scotland) Act 2010 (asp 17).]
  - [<sup>F6</sup>(f) .....

#### Textual Amendments

- F1** Sch. 4 para. 11(a)(aa) substituted (1.4.1996) for Sch. 4 para. 11(a) by 1994 c. 39, s. 180(1), **Sch. 13 para. 157(7)(a)** (with s. 128(8)); S.I. 1996/323, **art. 4**
- F2** Sch. 4 para. 11(aa) substituted (25.6.2003) by The Water Industry (Scotland) Act 2002 (Consequential Provisions) Order 2003 (S.S.I. 2003/331), art. 1, **Sch. para. 6(4)**
- F3** Sch. 4 para. 11(b)-(d) repealed (30.9.2002) by 2001 asp 10, s. 112, **Sch. 10 para. 14(12)(a)(i)**; S.S.I. 2002/321, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-5)
- F4** Word in Sch. 4 para. 11(e) substituted (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 157(7)(b)** (with s. 128(8)); S.I. 1996/323, **art. 4**
- F5** Sch. 4 para. 11(ea) substituted (1.4.2012) by Housing (Scotland) Act 2010 (asp 17), s. 166(2), **Sch. 2 para. 4(4)**; S.S.I. 2012/39, art. 2, **Sch. 1** (with **Sch. 2**) (as amended (1.4.2012) by S.S.I. 2012/91, art. 4)
- F6** Sch. 4 para. 11(f) repealed (30.9.2002) by 2001 asp 10, s. 112, **Sch. 10 para. 14(12)(a)(iii)**; S.S.I. 2002/321, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-5)

#### Modifications etc. (not altering text)

- C1** Sch. 4 para. 11 excluded by Housing (Scotland) Act 1987 (c. 26, SIF 61), **ss. 180(4), 335**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 66(1)(aa) and word inserted by [2001 asp 10 s. 50\(2\)\(c\)](#)
- s. 66(2A) inserted by [2001 asp 10 s. 50\(3\)](#)
- s. 66(5A) inserted by [2001 asp 10 s. 50\(4\)](#)
- sch. 17 para. 19-26 repealed by [2014 asp 14 sch. 2 para. 5\(4\)](#)