



Housing (Scotland) Act 1988

1988 CHAPTER 43

PART I

SCOTTISH HOMES

Establishment and functions

2 General functions of Scottish Homes.

^{F1}(1)

(2) [^{F2}For the purposes of the exercise of their general functions under section 1(3), the Scottish Ministers, so far as they do not otherwise have power to do so,] may—

- (a) make grants;
- (b) make loans;
- (c) acquire, hold and dispose of securities;
- (d) guarantee obligations (arising out of loans or otherwise) incurred by other persons, or grant indemnities;
- (e) provide or assist in the provision of advisory or other services or facilities for any person;
- (f) acquire land by agreement or gift;
- (g) acquire land (including servitudes or other rights in or over land by the creation of new rights) compulsorily;
- (h) hold and manage land and dispose of, or otherwise deal with, land held by [^{F3}them];
- (j) acquire and dispose of plant, machinery, equipment and other property;
- (k) develop land or carry out works on land, and maintain or assist in the maintenance of any such works;
- (l) make land, plant, machinery, equipment and other property available for use by other persons;
- (m) appoint other persons to act as [^{F4}their] agents;
- (n) act as agents for other persons;

Changes to legislation: Housing (Scotland) Act 1988, Section 2 is up to date with all changes known to be in force on or before 29 February 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

- (o) form companies [^{F5}under the Companies Act 2006];
- (p) form partnerships with other persons;
- (q) promote, provide or assist in the provision of, training in matters relating to housing;
- (r) carry out, commission or assist in the provision of, research and development;
- (s) promote, or assist in the promotion of, publicity relating to [^{F6}their general functions under section 1(3)] and to matters relating to housing;
- (t) make such charge as [^{F7}they think] fit for any of [^{F4}their] services;
- (u) accept any gift or grant made to [^{F8}them] for the purposes of any of [^{F6}their general functions under section 1(3)] and, subject to the terms of the gift or grant and to the provisions of this Act, apply it for those purposes;
- (v) turn [^{F9}their] resources to account so far as they are not required for the exercise of any of [^{F6}their general functions under section 1(3)].

^{F10}(3)

^{F10}(3A)

^{F10}(4)

^{F10}(5)

^{F11}(6)

^{F10}(7)

^{F12}(8)

^{F12}(9)

^{F10}(10)

^{F13}(11)

Textual Amendments

- F1** S. 2(1) repealed (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(a)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-6)
- F2** Words in s. 2(2) substituted (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(b)(i)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-6)
- F3** Word in s. 2(2)(h) substituted (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(b)(ii)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-6)
- F4** Words in s. 2(2)(m)(t) substituted (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(b)(iii)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-6)
- F5** Words in s. 2(2)(o) substituted (1.10.2009) by The Companies Act 2006 (Consequential Amendments, Transitional Provisions and Savings) Order 2009 (S.I. 2009/1941), art. 1(2), **Sch. 1 para. 97** (with art. 10)
- F6** Words in s. 2(2)(s)(u)(v) substituted (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(b)(iv)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in art. 3-6)
- F7** Words in s. 2(2)(t) substituted (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(b)(v)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-6)
- F8** Word in s. 2(2)(u) substituted (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(b)(vi)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-6)
- F9** Word in s. 2(2)(v) substituted (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(b)(vii)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-6)

Changes to legislation: *Housing (Scotland) Act 1988, Section 2 is up to date with all changes known to be in force on or before 29 February 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*

- F10** S. 2(3)-(5)(7)(10)(11) repealed (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(c)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in arts. 3-6)
- F11** S. 2(6) repealed by Local Government and Housing Act 1989 (c. 42, SIF 61), ss. 179(d), 194(4), **Sch. 12 Pt. II**
- F12** S. 2(8)(9) repealed (1.4.2010) by Housing (Scotland) Act 2006 (asp 1), s. 195(3), **Sch. 7** (with s. 193); S.S.I. 2009/122, art. 3
- F13** S. 2(11) repealed (2.4.2001) by 2000 c. 34, s. 9(2), **Sch. 3** (with s. 10(5)); S.I. 2001/566, art. 2(1); s. 2(11) expressed to be repealed (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 14(3)(c)**; S.S.I. 2001/397, art. 2(2), **Sch.** Table (subject to transitional provisions in art. 3-6)

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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\(4\)](#)