

---

STATUTORY INSTRUMENTS

---

**1988 No. 2068 (S.198)**

**LANDLORD AND TENANT, SCOTLAND**

**The Assured Tenancies (Exceptions)  
(Scotland) Regulations 1988**

*Made* - - - - - *28th November 1988*  
*Laid before Parliament* *8th December 1988*  
*Coming into force* - - - *2nd January 1989*

The Secretary of State, in exercise of the powers conferred on him by section 53(3) of the Housing (Scotland) Act 1988 (1) and paragraph 7 of Schedule 4 to that Act, and of all other powers enabling him in that behalf, hereby makes the following Regulations:

1. These Regulations may be cited as the Assured Tenancies (Exceptions) (Scotland) Regulations 1988 and shall come into force on 2nd January 1989.

2. For the purposes of paragraph 7 of Schedule 4 to the Housing (Scotland) Act 1988 (tenancies granted to a person who is pursuing or intends to pursue a course of study which cannot be assured tenancies), there are specified the following educational institutions and bodies of persons or classes thereof:—

- (a) any university, university college and any constituent college, school or hall of a university;
- (b) any central institution within the meaning of section 135(1) of the Education (Scotland) Act 1980 (2);
- (c) any college of education within the meaning of that section;
- (d) any institution for the provision of further education within the meaning of that section which is administered by an education authority;
- (e) any association approved by the Secretary of State under regulation 8 of the Further Education (Scotland) Regulations 1959 (3); and (f) The Royal College of Surgeons of Edinburgh.

---

(1) 1988 c. 43

(2) 1980 c. 44

(3) S.I.1959/477, to which there are amendments not relevant to these Regulations.

---

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

---

St Andrew's House,  
Edinburgh  
28th November 1988

*James Douglas-Hamilton*  
Parliamentary Under Secretary of State, Scottish  
Office

## **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

Section 12(2) of the Housing (Scotland) Act 1988 provides that if and so long as a tenancy falls within any paragraph of Schedule 4 to the Act, it cannot be an assured tenancy. Paragraph 7(1) of that Schedule provides that a tenancy which is granted to a person who is pursuing or intends to pursue a course of study provided by a specified educational institution and is so granted by that institution or by another specified institution or body of persons is such a tenancy.

These Regulations specify the educational institutions and bodies of persons, or classes thereof, for the purposes of that paragraph.