



Housing (Scotland) Act 2001

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PART 2

TENANTS OF SOCIAL LANDLORDS

CHAPTER 1

SCOTTISH SECURE TENANCIES

Short Scottish secure tenancies

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- (1) A tenancy of a house is a short Scottish secure tenancy if—
 - (a) it would have been a Scottish secure tenancy but for this section,
 - (b) it is for a term of not less than 6 months, and
 - (c) before its creation, the prospective landlord serves on the prospective tenant a notice under subsection (4).
- (2) A prospective landlord may serve a notice under subsection (4) only where any of the paragraphs of schedule 6 is satisfied.
- (3) The Scottish Ministers may by order modify that schedule.
- (4) A notice under this subsection—
 - (a) must be in such form as the Scottish Ministers may prescribe by regulations,
 - (b) must state that the tenancy to which it relates is to be a short Scottish secure tenancy and specify the paragraph of that schedule which is satisfied in relation to it, and
 - (c) must specify the term of the tenancy.
- (5) At the end of the tenancy it may continue—
 - (a) by tacit relocation, or
 - (b) by express agreement,

Status: This is the original version (as it was originally enacted).

and the continued tenancy is a short Scottish secure tenancy despite subsection (1) not being satisfied.

- (6) The provisions of this Chapter, except sections 11(2) and (4), 12 and 22 and schedules 1 and 3, apply to a short Scottish secure tenancy as they do to a Scottish secure tenancy.
- (7) Where a tenancy is a short Scottish secure tenancy by virtue of section 35 or paragraph 1 or 2 of schedule 6 the landlord must provide, or ensure the provision of, such housing support services as it considers appropriate with a view to enabling the conversion of the tenancy to a Scottish secure tenancy by virtue of section 37.
- (8) The Scottish Ministers may issue guidance as to the housing support services which are appropriate for the purposes of subsection (7).