



Leasehold Casualties (Scotland) Act 2001

2001 asp 5

- 7 Liability for casualty due by former tenant not to transmit on assignation, or other transfer, of lease**
- (1) Where—
- (a) before, on or after the relevant day a relevant lease is assigned, or otherwise transferred, to a new tenant; and
 - (b) any casualty payable under the lease by a former tenant is, on such assignation or other transfer, due but unpaid,
- the new tenant shall not be liable to pay it.
- (2) Nothing in subsection (1) above shall—
- (a) entitle a new tenant to recover any amount which he has paid to the landlord;
 - (b) affect any agreement concluded before the relevant day between a new tenant and the landlord; or
 - (c) prevent a landlord enforcing any decree obtained before the relevant day against a new tenant.
- (3) Any reference in this section to a relevant lease being assigned, or otherwise transferred, includes a reference to the lease being partially assigned or, as the case may be, partially transferred.
- (4) This section shall be deemed to have come into force on the relevant day.