



# Housing (Scotland) Act 2006

## 2006 asp 1

### PART 5

#### LICENSING OF HOUSES IN MULTIPLE OCCUPATION

##### *Terms of HMO licence*

#### **134 Duration of HMO licence**

- (1) An HMO licence—
  - (a) has effect from, and
  - (b) expires 3 years (or such shorter period of not less than 6 months as may be specified in the licence) after,  
the latest of the dates set out in subsection (2).
- (2) Those dates are—
  - (a) the date on which notice of the decision to grant it is served on the licence holder under section 158,
  - (b) where the local authority was required to consider a valid written representation, or decided to consider a late written representation, about the application for the HMO licence—
    - (i) the last date on which the decision to grant the HMO licence may be appealed to the sheriff by the respondent, or
    - (ii) where such an appeal is made, the date on which it is abandoned or finally determined other than by quashing the decision to grant the licence, and
  - (c) any later date as may be specified in the HMO licence.
- (3) Subsection (1) does not apply to an HMO licence granted in pursuance of paragraph 9(6) of schedule 4.
- (4) An HMO licence which is so granted—
  - (a) has effect from, and
  - (b) expires one year after,

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*Changes to legislation: There are currently no known outstanding effects for the  
Housing (Scotland) Act 2006, Section 134. (See end of Document for details)*

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the date by which the local authority was required by sub-paragraph (1) of that paragraph to determine the application for that licence.

- (5) Sections 135 to 137 set out circumstances in which an HMO licence is to continue to have effect until a later date or, as the case may be, to expire early.

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**Commencement Information**

**II** [S. 134](#) in force at 31.8.2011 by [S.S.I. 2010/159](#), [art. 3](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Section 134.