



# Housing (Scotland) Act 2006

## 2006 asp 1

### PART 1

#### HOUSING STANDARDS

#### CHAPTER 5

##### REPAIR, IMPROVEMENT AND DEMOLITION OF HOUSES

##### *Enforcement by local authority*

### 37      **Evacuation**

- (1) Where the local authority—
  - (a) is required or authorised by or under this Chapter to carry out work in, or to demolish, a house, and
  - (b) considers that doing so is likely to endanger the occupant of any land or premises,it must require that occupant to move from the land or premises.
- (2) A requirement under subsection (1) must be made by serving a notice on the occupant specifying—
  - (a) by reference to the work or demolition which the local authority is required or authorised to carry out, the reason why the occupant is required to move, and
  - (b) the period, beginning not less than 14 days after the date on which the notice is served, within which the occupant must move.
- (3) A requirement under subsection (1) ceases to have effect if—
  - (a) the sheriff refuses to grant a warrant under section 38(4) in relation to it, or
  - (b) the work or demolition concerned is completed.

**Changes to legislation:**

There are currently no known outstanding effects for the Housing (Scotland) Act 2006, Section 37.