

Housing (Scotland) Act 2010

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PART 10

SPECIAL PROCEDURE FOR DISPOSALS AND RESTRUCTURING RESULTING IN CHANGE OF LANDLORD

CHAPTER 2

RESTRUCTURING OF A REGISTERED SOCIAL LANDLORD

123 Restructuring resulting in change of landlord

- (1) This Chapter applies to a restructuring by a registered social landlord—
- (a) in relation to which the Regulator's consent is required under section 97 or 101, and
 - (b) as a result of which a tenant under a Scottish secure tenancy will cease to be a tenant of the registered social landlord proposing the restructuring.
- (2) Despite subsection (1), this Chapter does not apply where—
- (a) a registered society converts into a company in accordance with section 52 of the Co-operative and Community Benefit Societies and Credit Unions Act 1965, or
 - (b) the registered social landlord in respect of which a court order is made under section 899 or 900 of the Companies Act 2006 (c.46) is being wound up or is in administration.
- (3) The special procedure set out in sections 114 to 121 of Chapter 1 applies in relation to a restructuring to which this Chapter applies as it applies in relation to a disposal to which Chapter 1 applies.

124 Purchaser protection

Failure by the Regulator or by a registered social landlord to comply with any provision of sections 114 to 122 of Chapter 1 in relation to a restructuring does not invalidate the Regulator's consent to the restructuring.