



Private Rented Housing (Scotland) Act 2011

2011 asp 14

PART 3

OVERCROWDING STATUTORY NOTICES

27 Power to obtain information

- (1) A local authority may, for the purpose of enabling it to discharge its functions under this Part, serve a notice on a person falling within subsection (2) (referred to as “A”) requiring A to provide the authority with any of the information mentioned in subsection (3).
- (2) A person falls within this subsection if the person appears to the local authority to—
 - (a) own, occupy or have any other interest in a house in the local authority’s area, or
 - (b) act in relation to the lease or occupancy arrangement to which any such house is subject.
- (3) The information is—
 - (a) confirmation of the nature of A’s interest in the house,
 - (b) the name and address of, and information about A’s relationship with, any other person whom A knows to—
 - (i) own, occupy or have any other interest in the house, or
 - (ii) act in relation to the lease or occupancy arrangement to which the house is subject,
 - (c) such other information relating to the house, or such other person, as the local authority may reasonably require.
- (4) A person commits an offence if the person—
 - (a) without reasonable excuse, fails to comply with a requirement of a notice served on the person under subsection (1), or
 - (b) knowingly or recklessly provides information which is false or misleading in a material respect to a local authority or other person—
 - (i) in purported compliance with a requirement of such a notice, or

Status: This is the original version (as it was originally enacted).

- (ii) otherwise if the person knows, or could reasonably be expected to know, that the information may be used by, or provided to, a local authority for the purpose of the discharge of its functions under this Part.
- (5) A person guilty of an offence under subsection (4) is liable on summary conviction to a fine not exceeding level 2 on the standard scale.