



# Long Leases (Scotland) Act 2012

## 2012 asp 9

### PART 5

#### EXEMPTION FROM CONVERSION AND CONTINUING LEASES

##### *Types of exempt lease*

#### **64 Exemption of qualifying lease by registration of agreement or order**

- (1) A lease is an exempt lease if—
  - (a) it is a qualifying lease,
  - (b) it is not a lease in relation to which *cumulo* rent is payable, and
  - (c) the landlord, not later than 2 months before the appointed day, registers against the title of the tenant—
    - (i) an agreement entered into with the tenant, or
    - (ii) an order made by the Lands Tribunal under section 69.
- (2) The agreement must—
  - (a) be in the prescribed form,
  - (b) be signed by or on behalf of the landlord and the tenant,
  - (c) state either—
    - (i) that the annual rent payable under the lease immediately before the appointed day will be over £100, or
    - (ii) that the annual rent paid under the lease was over £100 at any point during the relevant period.
- (3) The relevant period is the period of 5 years ending on the day the Bill for this Act received Royal Assent.