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**Changes to legislation:** There are currently no known outstanding effects for the Private Housing (Tenancies) (Scotland) Act 2016, Cross Heading: Landlord has ceased to be registered. (See end of Document for details)

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## SCHEDULE 3 EVICTION GROUNDS

### PART 4

#### LEGAL IMPEDIMENT TO LET CONTINUING

##### *Landlord has ceased to be registered*

- 16 (1) It is an eviction ground that the landlord is not registered by the relevant local authority under the Antisocial Behaviour etc. (Scotland) Act 2004 (“the 2004 Act”).
- (2) The First-tier Tribunal may find that the ground named by sub-paragraph (1) applies if—
- (a) the landlord is not entered in the register prepared and maintained for the purposes of Part 8 of the 2004 Act by the local authority within whose area the let property is situated because either—
    - (i) the local authority has refused to enter the landlord in the register, or
    - (ii) the local authority has removed the landlord from the register in accordance with section 88(8) or 89 of the 2004 Act,
  - (b) by continuing to let the property to the tenant the landlord—
    - (i) is committing an offence under subsection (1) of section 93 of the 2004 Act, or
    - (ii) would be doing so but for subsection (6) of that section, and
  - (c) the Tribunal is satisfied that it is reasonable to issue an eviction order on account of those facts.

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#### **Commencement Information**

**II** Sch. 3 para. 16 in force at 1.12.2017 by S.S.I. 2017/346, reg. 2, sch.

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