



# Housing (Scotland) Act 2006

## 2006 asp 1

### PART 2

#### SCHEME OF ASSISTANCE FOR HOUSING PURPOSES

##### *Grants and loans*

#### **80 Terms of loan**

- (1) A loan may be made on such terms as the local authority thinks fit.
- (2) Those terms may include—
  - (a) terms as to interest, other charges and repayment,
  - (b) a requirement that the loan, and any such interest and charges, be secured by a standard security over the land on or premises in which the work to which the loan relates is carried out.
- (3) But, despite subsection (1)—
  - (a) no interest or other charge is to be payable in respect of the interest free element of a subsidised loan,
  - (b) the local authority may not demand repayment of that element of such a loan (or any part of it) unless the applicant to whom the loan is paid disposes of an interest in the land or premises, and
  - (c) the repayment element of such a loan is to be repaid in instalments of such amounts and at such times as the authority may determine.
- (4) For the purposes of this section, a person is to be treated as disposing of an interest in any land or premises if—
  - (a) the person disposes of the land or premises (or any part of it or them) by way of sale, exchange or gift, or by way of the creation of any right or privilege over that interest or by any other way except by way of lease, the grant of a standard security or other charge or the creation of a servitude, or
  - (b) where the person holds an interest as tenant, the person ceases to be entitled to occupy the land or premises as tenant.