



# Housing (Scotland) Act 2010

## 2010 asp 17

### PART 5

#### REGULATORY INTERVENTION

*Registered social landlords: removal, suspension and appointment of officers etc.*

#### **62 Removal of officers etc. following inquiries**

- (1) The Regulator may remove a responsible individual where, having made inquiries, it considers—
  - (a) that there has been misconduct or mismanagement in a registered social landlord's financial or other affairs,
  - (b) that the interests of a registered social landlord's tenants need protection,
  - (c) that a registered social landlord's assets need protection, or
  - (d) that the responsible individual—
    - (i) is, during a moratorium under section 75, obstructing the Regulator from performing its functions under Part 7, or
    - (ii) is not co-operating in accordance with section 84(2).
- (2) Before removing a responsible individual, the Regulator must give at least 14 days' notice of its intention to do so to—
  - (a) the responsible individual, and
  - (b) the registered social landlord.
- (3) It is an offence for a removed individual to take any action in relation to the management or control of—
  - (a) the registered social landlord concerned, or
  - (b) any other registered social landlord,without the Regulator's consent.
- (4) An individual guilty of such an offence is liable, on summary conviction, to—
  - (a) imprisonment for a term not exceeding 3 months,
  - (b) a fine not exceeding level 5 on the standard scale, or
  - (c) both.

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*Status: Point in time view as at 01/04/2012. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Housing (Scotland) Act 2010, Section 62. (See end of Document for details)*

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### **Commencement Information**

**II** S. 62 in force at 1.4.2012 by S.S.I. 2012/39, art. 2, **Sch. 1** (with Sch. 2)

**Status:**

Point in time view as at 01/04/2012. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Housing (Scotland) Act 2010, Section 62.