



Housing (Scotland) Act 2014

2014 asp 14

PART 3

PRIVATE RENTED HOUSING

Enforcement of repairing standard

27 Appeals in relation to third party applications

(1) In section 64 of the 2006 Act (Part 1 appeals)—

- (a) in subsection (4)(a), for “a tenant's” substitute “an ”,
- (b) after subsection (4), insert—

“(4A) A third party applicant aggrieved by a decision by a private rented housing committee which—

- (a) is mentioned in subsection (4)(a) to (f),
- (b) was made following an application by the applicant under section 22(1A),

may appeal to the sheriff within 21 days of being notified of that decision.”, and

- (c) in subsection (5), after “tenant” insert “ or a third party applicant ”.

(2) In section 65(2) of the 2006 Act (determination of appeals), after “64(4)” insert “ , (4A) ”.

(3) After section 66(3) of the 2006 Act (appeals procedure), insert—

“(3A) In an appeal by a landlord under section 64(4) which relates to a decision following an application under section 22(1A)—

- (a) the third party applicant is to be a party to the proceedings,
- (b) the tenant is entitled to be a party to the proceedings.

(3B) In an appeal by a tenant under section 64(4) which relates to a decision following an application under section 22(1A), the landlord and the third party applicant are to be parties to the proceedings.

(3C) In an appeal by a third party applicant under section 64(4A)—

Changes to legislation: Housing (Scotland) Act 2014, Section 27 is up to date with all changes known to be in force on or before 25 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (a) the landlord is to be a party to the proceedings,
- (b) the tenant is entitled to be a party to the proceedings.”.

Commencement Information

II S. 27 in force at 1.12.2015 by [S.S.I. 2015/272](#), art. 2, [Sch.](#)

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing S.S.I. 2016/412, art. 3(1) (a) by [S.S.I. 2017/330 art. 2](#)
- specified provision(s) amendment to earlier commencing SSI 2015/272 Sch. by [S.S.I. 2015/349 art. 2\(2\)](#)