



# Community Empowerment (Scotland) Act 2015

2015 asp 6

## PART 9

### ALLOTMENTS

#### *Notice of termination: sublease*

#### **128 Notice of termination: sublease by local authority**

- (1) Subsection (2) applies where—
- (a) an allotment site is leased to a local authority,
  - (b) the authority has granted a sublease of—
    - (i) the allotment site, or
    - (ii) an allotment on the allotment site,
  - (c) the authority receives notice of termination of the lease of the whole or part of the allotment site, and
  - (d) the sublease is of land that is the same as, or forms part of, the land to which the notice relates.
- (2) The authority must—
- (a) send a copy of the notice to the subtenant of the sublease, and
  - (b) notify the subtenant of the sublease—
    - (i) of the date on which the lease of the whole or part of the allotment site is terminated, and
    - (ii) that the subtenant's sublease is terminated on that date.

#### **129 Notice of termination: sublease by allotment association etc.**

- (1) Subsection (2) applies where—
- (a) the local authority gives notice under section 126(1) or 127(2), or sends a copy of a notice under section 128(2)(a), to the tenant of the whole or part of an allotment site,

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*Status: This is the original version (as it was originally enacted).*

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- (b) the tenant subleases allotments on the whole or part of the allotment site to one or more subtenants, and
  - (c) the tenant represents the interests of the subtenants.
- (2) The tenant must—
- (a) send a copy of the notice to each subtenant, and
  - (b) notify each subtenant—
    - (i) of the date on which the lease of the whole or part of the allotment site is terminated, and
    - (ii) that the subtenant’s sublease is terminated on that date.