

Draft Regulations laid before the Scottish Parliament under section 191(5) of the Housing (Scotland) Act 2006, for approval by resolution of the Scottish Parliament.

DRAFT SCOTTISH STATUTORY INSTRUMENTS

2020 No.

HOUSING

**The Housing (Scotland) Act 2006 (Modification of the
Repairing Standard) Amendment Regulations 2020**

Made - - - - - ***
Coming into force - - - - - ***

The Scottish Ministers make the following Regulations in exercise of the powers conferred on them by section 20A(1) of the Housing (Scotland) Act 2006⁽¹⁾, and all other powers enabling them to do so.

In accordance with section 191(5) of that Act, a draft of this instrument has been laid before and approved by resolution of the Scottish Parliament.

Citation and commencement

1. These Regulations may be cited as the Housing (Scotland) Act 2006 (Modification of the Repairing Standard) Amendment Regulations 2020 and come into force on the day after the day on which they are made.

Amendment of the Housing (Scotland) Act 2006 (Modification of the Repairing Standard) Regulations 2019

2.—(1) The Housing (Scotland) Act 2006 (Modification of the Repairing Standard) Regulations 2019⁽²⁾ are amended as follows.

(2) In regulation 1(3) (citation, commencement, effect and interpretation) Act for “2021” substitute “2022”.

(1) 2006 asp 1. Section 20A was inserted by section 24(1) of the Housing (Scotland) Act 2014 (asp 14).
(2) S.S.I. 2019/61.

Draft Legislation: This is a draft item of legislation. This draft has since been made as a Scottish Statutory Instrument:
The Housing (Scotland) Act 2006 (Modification of the Repairing Standard) Amendment Regulations 2021 No. 47

St Andrew's House,
Edinburgh
Date

Name
Authorised to sign by the Scottish Government

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Housing (Scotland) Act 2006 (Modification of the Repairing Standard) Regulations 2019 by changing the date on which Regulation 3(1)(b) comes into force from 1 February 2021 to 1 February 2022. Regulation 3(1)(b) of those Regulations will have the effect of repealing sections 13(f) and (g) of the Housing (Scotland) Act 2006.

Section 13 of the 2006 Act sets out the repairing standard duty for private landlords. Subsections (f) and (g) of section 13 relate to fire and carbon monoxide detection and warning equipment. Equivalent requirements are introduced by the Housing (Scotland) Act 1987 (Tolerable Standard) (Extension of Criteria) Order 2019 ([S.S.I. 2019/8](#)) which amends section 86(1) of the Housing (Scotland) Act 1987 (the tolerable standard). Subsections (f) and (g) are being repealed to remove any parallel provisions and duties.