

## SCHEDULE 1

### Excluded accommodation

#### **Excluded accommodation**

1. Excluded accommodation means accommodation which is, or is part of—
  - (a) a hotel,
  - (b) an aparthotel,
  - (c) a boarding house,
  - (d) a guest house,
  - (e) a premises which holds a premises licence under the Licensing (Scotland) Act 2005<sup>(1)</sup> where accommodation is an approved activity (as defined in the 2005 Act),
  - (f) a hostel,
  - (g) residential accommodation where care is provided to people in need of care,
  - (h) a hospital or nursing home,
  - (i) a residential school, college or training centre,
  - (j) secure residential accommodation (including a prison, young offenders institution, detention centre, secure training centre, custody centre, short-term holding centre, secure hospital, secure local authority accommodation or use as military barracks),
  - (k) a refuge,
  - (l) student accommodation,
  - (m) accommodation which otherwise requires a licence for use for hire for overnight stays,
  - (n) accommodation which is provided by the guest,
  - (o) accommodation which is not static,
  - (p) accommodation owned by an employer and provided to an employee in terms of a contract of employment or for the better performance of the employee's duties.

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<sup>(1)</sup> 2005 asp 16.