
EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force various provisions of the Housing (Scotland) Act 2014 (“the 2014 Act”). Article 2 and the Schedule to the Order appoint 13th July 2015 for the coming into force of section 89 and 31st August 2015 for the coming into force of section 97 (insofar as not already in force).

Article 2 and the Schedule also appoint 1st December 2015 for the coming into force of sections 22, 23 (insofar as not already in force), 25, 26 (insofar as not already in force) and 27.

Article 3 modifies the duty to undertake an electrical safety inspection provided by section 19A(1) of the Housing (Scotland) Act 2006 (introduced by section 23 of the 2014 Act) in relation to a tenancy which exists on 1st December 2015. Article 3 requires the landlord to ensure that an inspection is carried out by 1st December 2016 unless the tenancy ends before that date. The inspection duty is also met if an inspection has been carried out in the period beginning on 1st January 2012 and ending on 30th November 2015 and that inspection complies with the inspection requirements, ignoring any duty to inspect electrical appliances. Any inspection carried out after 30th November 2015 will, however, have to include inspection of electrical appliances.