
Changes to legislation: There are currently no known outstanding effects for the Rent (Scotland) Act 1984, Part III. (See end of Document for details)

SCHEDULES

SCHEDULE 2

GROUND FOR POSSESSION OF DWELLING-HOUSES LET ON OR SUBJECT TO PROTECTED OR STATUTORY TENANCIES

PART III

PROVISIONS APPLICABLE TO CASE 8 AND PART II ABOVE

- 1 [F1the First-tier Tribunal] shall not make an order for possession of a dwelling-house by reason only that the circumstances of the case fall within Case 8 in Part I of this Schedule if [F2the Tribunal] is satisfied that, having regard to all the circumstances of the case, including the question whether other accommodation is available for the landlord or the tenant, greater hardship would be caused by granting the order than by refusing to grant it.

Textual Amendments

- F1** Words in sch. 2 Pt. III para. 1 substituted (1.12.2017) by [Housing \(Scotland\) Act 2014 \(asp 14\), s. 104\(3\), sch. 1 para. 31\(b\)\(i\)](#); S.S.I. 2017/330, art. 3, [sch.](#)
- F2** Words in sch. 2 Pt. III para. 1 substituted (1.12.2017) by [Housing \(Scotland\) Act 2014 \(asp 14\), s. 104\(3\), sch. 1 para. 31\(b\)\(ii\)](#); S.S.I. 2017/330, art. 3, [sch.](#)

- 2 Any reference in Part II of this Schedule to the relevant date shall be construed as follows:—
- except in the case of a regulated furnished tenancy, if the protected tenancy, or in the case of a statutory tenancy the previous contractual tenancy, was created before 8th December 1965, the relevant date means 7th June 1966;
 - in the case of a regulated furnished tenancy, if the tenancy or, in the case of a statutory furnished tenancy, the previous contractual tenancy was created before 14th August 1974, the relevant date means 14th February 1975;
 - in the case of a tenancy which became a regulated tenancy by virtue of section 4(3) above, the relevant date means 8th February 1981; and
 - in any other case, the relevant date means the date of the commencement of the regulated tenancy in question.

Changes to legislation:

There are currently no known outstanding effects for the Rent (Scotland) Act 1984, Part III.