



# Rent (Scotland) Act 1984

## 1984 CHAPTER 58

### PART II

#### SECURITY OF TENURE

- 16 Payments demanded by statutory tenants as a condition of giving up possession.**
- (1) A statutory tenant of a dwelling-house who, as a condition of giving up possession of the dwelling-house, asks or receives the payment of any sum, or the giving of any other consideration, by any person other than the landlord, shall be guilty of an offence.
  - (2) Where a statutory tenant of a dwelling-house requires that furniture or other articles shall be purchased as a condition of his giving up possession of the dwelling-house, the price demanded shall, at the request of the person on whom the demand is made, be stated in writing, and if the price exceeds the reasonable price of the articles the excess shall be treated, for the purposes of subsection (1) above, as a sum asked to be paid as a condition of giving up possession.
  - (3) A person guilty of an offence under this section shall be liable to a fine not exceeding level 3 on the standard scale.
  - (4) The court by which a person is convicted of an offence under this section may order the payment—
    - (a) to the person who made any such payment, or gave any such consideration, as is referred to in subsection (1) above, of the amount of that payment or the value of that consideration, or
    - (b) to the person who paid any such price as is referred to in subsection (2) above, of the amount by which the price paid exceeds the reasonable price.

**Changes to legislation:**

There are currently no known outstanding effects for the Rent (Scotland) Act 1984, Section 16.