



Housing (Scotland) Act 1987

1987 CHAPTER 26

PART XIV

ASSISTANCE FOR OWNERS OF DEFECTIVE HOUSING

Assistance by way of repurchase

276 Repurchase by authority other than local authority

Where the local authority give a notice of determination to a person stating that he is entitled to assistance by way of repurchase and they are of opinion that—

- (a) a relevant interest in the dwelling was disposed of by a public sector authority mentioned in column 1 of the following Table (or a predecessor mentioned there of such an authority),
- (b) there has been no disposal within paragraph (a) since the time of that disposal, and
- (c) any conditions mentioned in column 2 of the Table in relation to the authority are met,

they shall forthwith give that other authority a notice in writing, together with a copy of the notice of determination, stating that the authority may acquire, in accordance with this Part, the interest of the person entitled to assistance.

TABLE

<i>Public sector authority</i>	<i>Conditions</i>
1. A registered housing association (other than a co-operative housing association) or a predecessor housing association of that association.	None.
2. The Scottish Special Housing Association.	None.

Status: This is the original version (as it was originally enacted).

<i>Public sector authority</i>	<i>Conditions</i>
3. A development corporation.	None.
4. Another local authority or a predecessor of that authority.	The local authority provide housing accommodation in the vicinity of the defective dwelling with which the dwelling may conveniently be managed.
5. Any other public sector authority prescribed by order of the Secretary of State, or a predecessor so prescribed.	Any conditions prescribed by the order.

- (2) The other authority may, within the period of four weeks beginning with the service of the notice on them, give notice in writing to the local authority—
- (a) stating that they wish to acquire the interest, and
 - (b) specifying the address of the principal office of the authority and any other address which may also be used as an address for service;
- and the local authority shall forthwith give to the person entitled to assistance a transfer notice, that is, a notice in writing of the contents of the notice received by them and the effect of subsection (3).
- (3) After a transfer notice has been given to the person entitled to assistance, the other authority shall be treated as the appropriate authority for the purposes of anything done or falling to be done under this Part, except that—
- (a) a request under paragraph 2 of Schedule 21 (request for notice of proposed terms of acquisition) may be made either to the local authority or to the other authority, and
 - (b) any such request given to the local authority (whether before or after the notice) shall be forwarded by them to the other authority;
- and references in this Part to "the purchasing authority" shall be construed accordingly.
- (4) An order under this section shall be made by statutory instrument.