

HOUSING (SCOTLAND) ACT 2001

EXPLANATORY NOTES

BACKGROUND AND OVERVIEW

Part 2 – Tenants of Social Landlords

Chapter 1 – Scottish Secure Tenancies

Section 18: Repossession

36. This section sets out the procedures which must be followed by a landlord wishing to take possession of an abandoned house, in the circumstances defined in section 17. The landlord must:
- give 4 weeks notice in writing (*subsection (1)*);
 - make sufficient inquiries to satisfy itself that the house is unoccupied and that the tenant has no intention of re-occupying it (*subsection (2)*); and
 - serve a further notice on the tenant (*subsection (2)*), which brings the tenancy to an immediate end and allows the landlord to take possession of the house without further proceedings.
37. *Subsection (4)* gives an order making power to the Scottish Ministers to outline arrangements for the securing of tenants' belongings in their absence and arrangements for their return or disposal.