

SCHEDULE 3  
SUCCESSION TO SCOTTISH SECURE TENANCY: QUALIFIED PERSONS

*Qualified persons: co-operative housing associations*

- 12 (1) This paragraph applies where the landlord is a registered social landlord which is a co-operative housing association.
- (2) A qualified person who is entitled to the benefit of paragraph 6, 7 or 8 must, within 4 weeks of the tenant's death or, where the qualified person was given notice under paragraph 10, within 4 weeks of the date on which that notice was given, apply for membership of the co-operative housing association.
- (3) Where a qualified person—
- (a) fails to comply with sub-paragraph (2), or
  - (b) complies with that sub-paragraph but the co-operative housing association refuses the application for membership,
- the person is to be treated as having declined the tenancy at the time of the tenant's death.