



# Housing (Scotland) Act 2001

## 2001 asp 10

### PART 2

#### TENANTS OF SOCIAL LANDLORDS

#### CHAPTER 2

#### RIGHT TO BUY

#### 42 The qualifying conditions

- (1) In subsection (2) of section 61 (qualifying conditions for right to buy) of the 1987 Act—
  - (a) in paragraph (a), after “is” insert “, or was when the tenancy was granted,”,
  - (b) in paragraph (c), for “2 years” substitute “5 years”.
- (2) In subsection (10) of that section—
  - (a) for “the following section” substitute “section 62”,
  - (b) in paragraph (a), after “house” in the first place where it occurs insert “are to continuous occupation and”,
  - (c) in paragraph (b), after sub-paragraph (iii) insert—
    - “(iv) the landlord may, if it thinks fit, disregard as not affecting continuity any interruption in occupation which appears to it to result from circumstances outwith the control of the person in question.”