



Housing (Scotland) Act 2001

2001 asp 10

PART 3

REGULATION OF SOCIAL LANDLORDS

CHAPTER 2

LOCAL AUTHORITY HOUSING MANAGEMENT

74 Remedial plans

- (1) The Scottish Ministers may require a local authority to prepare, and to submit to the Scottish Ministers by such time as they may direct, a plan (a “remedial plan”) setting out the authority’s proposals for dealing with the matters identified in the report in pursuance of section 73(2), or such of those matters as are specified in the requirement.
- (2) Before making a requirement under subsection (1) the Scottish Ministers must send a draft of the requirement to the authority and must specify a period within which the authority may make comments to the Scottish Ministers on the proposed requirement.
- (3) In deciding whether to make a requirement under subsection (1) and what its terms should be the Scottish Ministers must have regard to any comments received from the authority under subsection (2).
- (4) On receipt of a remedial plan from an authority the Scottish Ministers may—
 - (a) approve it (with or without modifications), or
 - (b) reject it.
- (5) Where the Scottish Ministers approve a remedial plan, they may impose conditions as to its adoption and implementation by the authority.
- (6) The Scottish Ministers must not—
 - (a) approve a remedial plan with modifications,
 - (b) reject a remedial plan, or
 - (c) impose conditions under subsection (5),

Status: *This is the original version (as it was originally enacted).*

unless they have given the authority notice of their intention to do so and have had regard to any comments received from the authority within such period as the Scottish Ministers may specify.

- (7) Where a plan is approved under subsection (4)(a), the authority must adopt and implement it in accordance with any conditions imposed under subsection (5).
- (8) Where a plan is rejected under subsection (4)(b), the authority must prepare a revised plan and submit it to the Scottish Ministers by such time as they may direct.