



Antisocial Behaviour etc. (Scotland) Act 2004

2004 asp 8

PART 4

CLOSURE OF PREMISES

Closure notices

27 Service etc.

- (1) This section applies where the service of a closure notice in respect of premises is authorised under section 26(1).
- (2) The closure notice shall be served by a constable who shall do so by—
 - (a) fixing a copy of the notice to—
 - (i) at least one prominent place on the premises;
 - (ii) each normal means of access to the premises; and
 - (iii) any outbuildings that appear to the constable to be used with or as part of the premises; and
 - (b) giving a copy of the notice to—
 - (i) each person identified in pursuance of section 26(3)(b)(ii); and
 - (ii) every other person appearing to the constable to be a person of a description mentioned in that subsection.
- (3) If after having made reasonable enquiries at the time of serving the closure notice under subsection (2) the constable believes that the access of any person who occupies—
 - (a) any other part of the building; or
 - (b) any other structure,in which the premises are situated would be impeded by the making of an order under section 30, the constable shall give a copy of the notice to that person.
- (4) Failure to comply with subsection (2)(b) or (3) shall not affect the validity of the closure notice.

(5) The closure notice shall—

- (a) specify the premises to which it relates;
- (b) state that access to the premises by any person other than—
 - (i) a person who habitually resides in the premises; or
 - (ii) the owner of the premises,is prohibited;
- (c) state that failure to comply with the notice amounts to an offence;
- (d) state that an application is to be made under section 28 for the closure of the premises;
- (e) specify such matters about that application as may be prescribed in rules of court;
- (f) explain the effects of an order made under section 30; and
- (g) give information about the names of, and means of contacting, persons who and organisations which provide advice about housing and legal matters in the locality of the premises.