



Antisocial Behaviour etc. (Scotland) Act 2004

2004 asp 8

PART 7

HOUSING: ANTISOCIAL BEHAVIOUR NOTICES

Failure to comply with notice: sanctions

78 Failure to comply with notice: action by authority at landlord's expense

- (1) Subsections (2) and (3) apply where—
 - (a) a local authority serves an antisocial behaviour notice on a landlord under section 68(1);
 - (b) the landlord fails to take the action specified in the notice within the time so specified; and
 - (c) in consequence of that failure, it appears to the authority that it is necessary for it to take steps to deal with the antisocial behaviour described in the notice.
- (2) The local authority may take such steps as it considers necessary to deal with the antisocial behaviour described in the notice.
- (3) In such circumstances as the Scottish Ministers may by regulations prescribe, the landlord shall be liable for expenditure—
 - (a) incurred, by virtue of subsection (2), by the local authority; and
 - (b) of such description as may be so prescribed.
- (4) Regulations under subsection (3) may include provision for or in connection with—
 - (a) imposing requirements on local authorities and landlords as respects arrangements for the notification and collection of expenditure of a description prescribed in the regulations;
 - (b) specifying arrangements for the settling of disputes arising by virtue of subsection (3).