Housing (Scotland) Act 2006

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PART 5

LICENSING OF HOUSES IN MULTIPLE OCCUPATION

Application for HMO licence

131 Suitability of living accommodation

(1) The local authority may grant an HMO licence only if it considers that the living accommodation concerned—

(a) is suitable for occupation as an HMO, or

(b) can be made so suitable by including conditions in the HMO licence.

(2) In determining whether any living accommodation is, or can be made to be, suitable for occupation as an HMO the local authority must consider—

(a) its location,

(b) its condition,

(c) any amenities it contains,

(d) the type and number of persons likely to occupy it,

(e) the safety and security of persons likely to occupy it, and

(f) the possibility of undue public nuisance.