## **EXPLANATORY NOTES**

# HOUSING (SCOTLAND) ACT 2010

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THE ACT

#### STRUCTURE OF THE ACT

## PART 1 – THE SCOTTISH HOUSING REGULATOR

The Regulator

Membership

**Chairing and Proceedings** 

**Staff and property** 

**Powers** 

Studies, co-operation and annual reports

#### PART 2 – REGISTERED SOCIAL LANDLORDS

The register of social landlords

**Registration criteria** 

Removal from register

**Appeals** 

**Communication with other regulators** 

## PART 3 – PERFORMANCE OF SOCIAL LANDLORDS

**The Scottish Social Housing Charter** 

**Performance improvement targets** 

Guidance, targets and code of conduct

**Encouragement of equal opportunities** 

Assessing and reporting

# PART 4 – INQUIRIES AND INFORMATION

**Inquiries** 

**Information** 

### **PART 5 – REGULATORY INTERVENTION**

**Remedial action** 

**Enforcement notices** 

Appointment of a manager

Removal, suspension and appointment of officers

**Protection of assets** 

#### PART 6 - ACCOUNTS AND AUDIT

#### **PART 7 – INSOLVENCY ETC**

Arrangements for and effect of a moratorium

Making proposals for future ownership and management

Implementing the proposals

PART 8 – REGISTERED SOCIAL LANDLORDS: ORGANISATIONAL CHANGE

PART 9 – DISPOSAL OF LAND OR ASSETS BY REGISTERED SOCIAL LANDLORDS

PART 10 – SPECIAL PROCEDURE FOR DISPOSALS AND RESTRUCTURINGS RESULTING IN CHANGE OF LANDLORD

Disposals by a registered social landlord

Restructuring of a registered social landlord

PART 11 - CHANGE OF LANDLORD - SECURE TENANTS

PART 12 - CHARITABLE REGISTERED SOCIAL LANDLORDS

PART 13 - SOCIAL LANDLORDS: LONG LEASES AND HERITABLE SECURITIES

PART 14 - RIGHT TO BUY: REFORMS

#### *These notes relate to the Housing (Scotland) Act 2010 (asp 17)*

Re-accommodated persons: protection of right to buy

Limitation on right to buy: new tenants

Pressured areas: amendments

Limitation on right to buy: new supply social housing

**Police housing** 

Duty to collect and publish information: local authority housing stock

Duty to collect and publish information: tenants eligible for right to buy

Duty to collect and publish information: sale of houses by registered social landlords

#### PART 15 - AMENDMENT OF HOUSING (SCOTLAND) ACT 2006

#### **PART 16 – MISCELLANEOUS**

**Protection of unauthorised tenants** 

**Tenant protection: repossession orders** 

Police accommodation not to be Scottish secure tenancy

Scottish secure tenancy: rent arrears pre-action requirements

Local authority duties on homelessness: armed forces

Vacant dwellings: use of information obtained for council tax purposes

Duty to assess and provide housing support needs of person who are homeless or threatened with homelessness

### PART 17 – SUPPLEMENTARY AND FINAL PROVISIONS

Offences by bodies corporate etc.

**Formal communications** 

**Orders** 

Minor and consequential amendments

**Ancillary provisions** 

**Connected bodies** 

**Interpretation** 

Commencement

**Short title** 

## PARLIAMENTARY HISTORY