



Housing (Scotland) Act 2010

2010 asp 17

PART 5

REGULATORY INTERVENTION

Managerial appointment

59 Appointment of manager: supplementary

- (1) It is for the Regulator to determine the terms on which a manager is to be appointed under section 57 or 58 (including [^{F1}, subject to subsection (1A),] as to period of appointment and remuneration and expenses).
- [^{F2}(1A) The appointment is to be only for so long as is necessary to rectify the failure which gave rise to the manager's appointment.]
- (2) It is for the social landlord to pay the manager's remuneration and expenses.
- (3) A manager has—
 - (a) general powers to do anything required to perform the manager's functions (including power to enter into agreements or do anything else which the social landlord has power to do), and
 - (b) such specific powers as the Regulator may specify.
- [^{F3}(4) The Regulator may give a manager directions about the rectification of the failure which gave rise to the manager's appointment.
- (4A) The manager—
 - (a) must comply with such directions,
 - (b) may be removed by the Regulator on failure to so comply.]
- (5) A manager acts as the social landlord's agent and is accordingly not personally liable on an agreement entered into as manager.
- (6) Anyone dealing with a manager in good faith and for value need not inquire whether the manager is acting within the powers conferred by virtue of this section.

Changes to legislation: There are currently no known outstanding effects for the Housing (Scotland) Act 2010, Section 59. (See end of Document for details)

Textual Amendments

- F1** Words in s. 59(1) inserted (8.3.2019) by Housing (Amendment) (Scotland) Act 2018 (asp 13), **ss. 1(4)(a)**, 11(2); S.S.I. 2018/253, reg. 2(2)
- F2** S. 59(1A) inserted (8.3.2019) by Housing (Amendment) (Scotland) Act 2018 (asp 13), **ss. 1(4)(b)**, 11(2); S.S.I. 2018/253, reg. 2(2)
- F3** S. 59(4)(4A) substituted for s. 59(4) (8.3.2019) by Housing (Amendment) (Scotland) Act 2018 (asp 13), **ss. 1(4)(c)**, 11(2); S.S.I. 2018/253, reg. 2(2)

Commencement Information

- I1** S. 59 in force at 1.4.2012 by S.S.I. 2012/39, art. 2, **Sch. 1** (with Sch. 2)

Changes to legislation:

There are currently no known outstanding effects for the Housing (Scotland) Act 2010, Section 59.