



# Rent (Scotland) Act 1984

## 1984 CHAPTER 58

### PART V

#### REGISTRATION OF RENTS UNDER REGULATED TENANCIES

##### [<sup>F1</sup>49A Transitional applications: regulated tenancies

- (1) This section applies in the case of a regulated tenancy or an agreement relating to the tenancy which provides for the payment by the tenant to the landlord of sums in respect of council tax and—
  - (a) a rent was registered before 1st April 1993; or
  - (b) an application is made before 1st April 1993 under section 46 above for the registration of a rent but a rent is not registered in respect of that application.
- (2) At any time before 1st April 1994 or the expiry of 3 years beginning with the relevant date (within the meaning of sections 46 and 47), whichever is the earlier, an application for the registration of a rent for a dwelling-house may be made to the rent officer by the landlord or the tenant, or jointly by the landlord and the tenant, under a regulated tenancy of the dwelling-house for the purpose of taking into account sums payable by the tenant to the landlord in respect of council tax.
- (3) Any such application shall be in the prescribed form and shall—
  - (a) specify the rent (including sums payable by the tenant to the landlord in respect of council tax) which it is sought to register; and
  - (b) contain such other particulars as may be prescribed.
- (4) Where an application is made under subsection (2) above, the rent officer shall determine the amount by which the registered rent might reasonably be increased to take account of sums payable by the tenant to the landlord in respect of council tax.
- (5) The amount of any rent registered under this section shall be the total of the sums payable in respect of the previously registered rent and the amount determined under subsection (4) above.

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*Changes to legislation: There are currently no known outstanding effects for the Rent (Scotland) Act 1984, Section 49A. (See end of Document for details)*

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- (6) In any case where a rent officer has before him for determination applications under this section and section 46 above, he shall not make a determination in the application under this section until he has made a determination under the said section 46.
- (7) No more than one application in respect of any tenancy may be made under this section.]

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**Textual Amendments**

**F1** [S. 49A](#) inserted (1.4.1993) by [S.I. 1993/658](#), [art. 2 Sch. 2 para. 3](#).

**Changes to legislation:**

There are currently no known outstanding effects for the Rent (Scotland) Act 1984, Section 49A.