

Changes to legislation: Local Government etc. (Scotland) Act 1994, Paragraph 152 is up to date with all changes known to be in force on or before 17 September 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULE 13

MINOR AND CONSEQUENTIAL AMENDMENTS

The Housing (Scotland) Act 1987 (c.26)

- 152 (1) The Housing (Scotland) Act 1987 shall be amended in accordance with this paragraph.
- (2) In section 61 (secure tenant’s right to purchase)—
- (a) in subsection (2)(a), for sub-paragraphs (i) and (ii) substitute—
- “(i) a local authority, or a joint board or joint committee of two or more local authorities, or the common good of a local authority or any trust under the control of a local authority; or
- (ii) a water authority or sewerage authority;”;
- (b) in subsection (11)(a)—
- (i) for “a regional, islands or district council” substitute “ any local authority ”;
- (ii) the words “council or”, where they first occur, shall cease to have effect; and
- (iii) for “council”, where it thirdly and fourthly occurs, substitute “ authority ”; and
- ^{F1}(c)
- (3) In section 64(6) (conditions of sale: houses in designated rural areas), for “islands or district council”, in both places where it occurs, substitute “ local authority ”.
- (4) In section 70 (power to refuse to sell certain houses required for educational purposes)—
- (a) in subsection (1), for “an islands” substitute “ a ”; and
- (b) after subsection (2) insert—
- “(3) In this section “council” means the local authority for Orkney Islands, Shetland Islands or Western Isles.”.
- (5) In section 212(4) (authorities empowered to give rent increase notices)—
- (a) in paragraph (a), for “regional, islands or district council” substitute “ local authority ”; and
- (b) in paragraph (e), the words “or a water development board” shall cease to have effect.
- (6) In section 300(1)(a) (meaning of “public sector authority”), for “regional, islands or district council” substitute “ council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 ”.
- (7) In section 338(1) (interpretation)—
- (a) for the definition of “local authority” substitute—
- ““local authority” means a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994, and the district of a local authority means the area of such a council;”;
- ^{F2}(b)

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F2(c)

F3(8)

Textual Amendments

- F1** Sch. 13 para. 152(2)(c) repealed (1.4.2002) by 2002 asp 3, s. 71, **Sch. 7 para. 23(g)(xii)** (with s. 67); S.S.I. 2002/118, **art. 2(3)**
- F2** Sch. 13 para. 152(7)(b)(c) repealed (1.4.2002) by 2002 asp 3, s. 71, **Sch. 7 para. 23(g)(xii)** (with s. 67); S.S.I. 2002/118, **art. 2(3)**
- F3** Sch. 13 para. 152(8) repealed (30.9.2002) by 2001 asp 10, s. 112, **Sch. 10 para. 21**; S.S.I. 2002/321, **art. 2**, **Sch. Table** (subject to transitional provisions and savings in arts. 3-5)

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Changes and effects yet to be applied to :

- sch. 13 para. 152(6) repealed by [2014 asp 14 sch. 2 para. 8](#)