STATUTORY INSTRUMENTS

1982 No. 259 (S.38)

LANDLORD AND TENANT

RENT CONTROL, ETC. (SCOTLAND)

The Rent Assessment Committees (Scotland) (Amendment) Regulations 1982

Made - - - -	19*th February* 1982
Laid before Parliament	11*th March* 1982
Coming into Operation	1*st April* 1982

In exercise of the powers conferred upon me by sections 46(1)(b) and 99(1)(b) of the Rent (Scotland) Act 1971 (**a**) as read with section 52(2) of the Tenants' Rights, Etc (Scotland) Act 1980 (**b**) and of all other powers enabling me in that behalf and after consultation with the Council on Tribunals, I hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Rent Assessment Committees (Scotland) (Amendment) Regulations 1982 and shall come into operation on 1st April 1982.

Interpretation

2. In these regulations, the "principal regulations" means the Rent Assessment Committees (Scotland) Regulations 1980 (**c**).

Decisions

3. The principal regulations are amended as follows:—

(1) in regulation 7(1) omit the words "shall contain the reasons for the decision but"; and

(2) after regulation 7 insert the following regulation:—

"**7A.**—(1) Where the committee are requested, on or before the giving or notification of the decision, to state the reasons for the decision, those reasons shall be recorded in a document.

(2) Regulation 7 above shall apply to the document recording the reasons as it applies to the document recording the decision."

George Younger,
One of Her Majesty's Principal Secretaries of State.

New St Andrew's House,
Edinburgh.
19th February 1982.

(**a**) 1971 c.28 (**b**) 1980 c.52 (**c**) S.I. 1980/1665.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations modify the procedure to be followed by rent assessment committees in Scotland on references to the committees made after 1st April 1982. The existing procedure is in the Rent Assessment Committees (Scotland) Regulations 1980.

The modification removes the necessity for the committee to give reasons for the decision in all cases. In future, reasons need to be given only when a request to state such reasons is made on or before the giving or notification of the decision in accordance with section 12 of the Tribunals and Inquiries Act 1971 (c.62).

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