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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 445**

**HOUSING**

**The Housing (Scotland) Act 2010  
(Consequential Amendment) Order 2011**

*Made* - - - - *15th December 2011*  
*Laid before the Scottish*  
*Parliament* - - - - *19th December 2011*  
*Coming into force* - - *23rd February 2012*

The Scottish Ministers make the following Order in exercise of the powers conferred by section 163(1)(b) and (2) of the Housing (Scotland) Act 2010<sup>(1)</sup> and all other powers enabling them to do so.

**Citation and commencement**

1. This Order may be cited as the Housing (Scotland) Act 2010 (Consequential Amendment) Order 2011 and comes into force on 23rd February 2012.

**Amendment of the Housing (Scotland) Act 2001**

2. In section 109(4) of the Housing (Scotland) Act 2001<sup>(2)</sup>, after “14A(9)” insert “, 16(5A)(c)”.

St Andrew’s House, Edinburgh  
15th December 2011

*KEITH BROWN*  
Authorised to sign by the Scottish Ministers

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(1) 2010 asp 17.

(2) 2001 asp 10. Section 109(4) is amended by the Housing (Scotland) Act 2010, section 155(e)(i).

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**Status:** *This is the original version (as it was originally made). Scottish  
Statutory Instruments are not carried in their revised form on this site.*

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends the power to make orders and regulations in the Housing (Scotland) Act 2001 (“the 2001 Act”). The amendment is consequential to the amendment made to the 2001 Act by section 153(b) of the Housing (Scotland) Act 2010.

Section 153(b) of the Housing (Scotland) Act 2010 amends section 109(6) of the 2001 Act, with the effect that orders to be made under section 16(5A)(c) of the 2001 Act are included in the list of orders and regulations subject to affirmative procedure. Article 2 of this Order amends section 109(4) of the 2001 Act so that orders to be made under section 16(5A)(c) are also excluded from the list of orders and regulations subject to negative procedure.