These notes refer to the Mobile Homes (Wales) Act 2013 (c.6)

# **EXPLANATORY NOTES**

# MOBILE HOMES (WALES) ACT 2013

#### **INTRODUCTION**

### SUMMARY AND BACKGROUND

#### **COMMENTARY ON SECTIONS**

### **PART 1 – INTRODUCTION**

Section 1- Overview of Act

Section 2 - Mobile home sites subject to Act and Section 3 - Owners of sites

## **PART 2 - LICENSING OF MOBILE HOME SITES ETC**

Section 5 - Prohibition on use of land as regulated site without site licence

Section 6 - Application for site licence

Section 7 - Issue of site licence

Section 8 - Duration of site licence

Section 9 - Power to attach conditions to site licence

Section 10 - Model standards

Section 11 - Fire precautions

Section 12 - Appeal against conditions of site licence

Section 13 - Power of local authority to vary conditions of site licence

Section 14 - Appeal against variations of conditions of site licence

Section 15 - Breach of condition

Section 16 - Fixed penalty notice

Section 17 - Compliance notices

Section 18 - Compliance notice: offence and multiple convictions

Section 19 - Compliance notice: power to demand expenses

Section 20 - Power to take action following conviction of owner

Section 21 - Power to take emergency action

Section 22 - Action under section 20 or 21: power to demand expenses

Section 23 - Appeals under section 17, 21 or 22

Section 24 - When compliance notice or expenses demand becomes operative

Section 25 - Recovery of expenses demanded under section 19 or 22

Section 26 - Revocation on death, change of ownership or cessation of use

Section 27 - Duty of licence holder to allow site licence to be altered

Section 28 - Requirement for manager of site to be fit and proper person

Section 29 - Decision whether person is fit and proper

Section 30 - Appointment of interim manager

Section 31 – Terms of appointment and powers of interim manager

Section 32 - Power of entry of officers of local authorities

Section 33 - Repayment orders

Section 34 - False or misleading statements or information

Section 35 - Guidance by Welsh Ministers

Section 36 - Powers to charge fees: supplementary

Section 37 - Registers of site licences

Section 38 - Crown land

### **PART 3 - PROTECTION FROM EVICTION**

Section 40 – Application of Part

Section 41 – Minimum length of notice

Sections 42 - Protection of occupiers against eviction and harassment, false information etc.

Section 43 – Offences under Section 42 supplementary

Section 44 – Provision for suspension of eviction orders

### **PART 4 - MOBILE HOME AGREEMENTS**

Section 48 – Agreements to which Part applies

Sections 49 - Particulars of agreements

Section 50 – Terms of agreements

Section 51 – Power to amend implied terms

Section 52 - Site rules

Section 53 - Successors in title

## PART 5 – POWERS OF LOCAL AUTHORITIES

Section 56 – Power to provide sites for mobile homes

Section 57 – Power to prohibit mobile homes on commons

### PART 6 - SUPPLEMENTARY AND GENERAL

Section 59 - Liability of officers of bodies corporate

Section 60 – Meaning of 'mobile home'

Section 61 – Meaning of "qualifying residents' association"

Section 63 – Orders and Regulations

Schedule 1 - Sites which are not regulated sites

Schedule 2 - terms of mobile homes agreements

### PART 1 – TERMS IMPLIED BY ACT

**Chapter 2 – Agreements relating to pitches except those on local authority Gypsy and Traveller sites** 

Chapter 3 – Agreements relating to transit pitches on local authority Gypsy and Traveller sites

Chapter 4 – Agreements relating to permanent pitches on gypsy and traveller sites

#### PART 2 – MATTERS CONCERNING WHICH TERMS MAY BE IMPLIED BY THE APPROPRIATE JUDICIAL BODY

Schedule 3 – Further provision about orders relating to commons

Schedule 4 - Consequential amendments

Schedule 5 - Transitional and transitory provisions and savings

### **RECORD OF PROCEEDINGS IN NATIONAL ASSEMBLY FOR WALES**