



Renting Homes (Wales) Act 2016

2016 anaw 1

PART 3

PROVISIONS APPLYING TO ALL OCCUPATION CONTRACTS

CHAPTER 4

DEPOSITS AND DEPOSIT SCHEMES

Security

43 Form of security

- (1) The landlord under an occupation contract may not require security to be given in any form other than—
 - (a) money, or
 - (b) a guarantee.
- (2) This section is a fundamental provision which is incorporated as a term of all occupation contracts.

Commencement Information

II [S. 43](#) in force at 1.12.2022 by [S.I. 2022/906, art. 2](#)

44 Form of security: county court proceedings

- (1) This section applies if—
 - (a) the landlord under an occupation contract requires security to be given in a form which is not permitted by section 43, and
 - (b) security is given in that form.

Changes to legislation: *Renting Homes (Wales) Act 2016, Cross Heading: Security is up to date with all changes known to be in force on or before 21 April 2024. 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*

- (2) The contract-holder (or any person who has given the security on his or her behalf) may apply to the county court for an order under subsection (3).
- (3) An order under this subsection is an order requiring the person who appears to be holding the property constituting the security to return it.

Commencement Information

I2 [S. 44](#) in force at 1.12.2022 by [S.I. 2022/906, art. 2](#)

Changes to legislation:

Renting Homes (Wales) Act 2016, Cross Heading: Security is up to date with all changes known to be in force on or before 21 April 2024. 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.

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Changes and effects yet to be applied to :

- specified provision(s) savings for amendments by 2018 anaw 1, s. 6, Sch. 6 by [S.I. 2019/110 reg. 5](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 20(3)(ma) inserted by [2019 anaw 2 Sch. 3 para. 4\(2\)](#)
- s. 135(2)(ia) inserted by [2019 anaw 2 Sch. 3 para. 4\(3\)](#)
- s. 186A-186C inserted by [2019 anaw 2 Sch. 3 para. 4\(1\)](#)
- s. 198A inserted by [2019 anaw 2 Sch. 3 para. 5](#)