



Housing (Wales) Measure 2011

2011 nawm 5

PART 1

SUSPENSION OF THE RIGHT TO BUY AND RELATED RIGHTS

CHAPTER 1

DIRECTIONS SUSPENDING THE RIGHT TO BUY AND RELATED RIGHTS

1 Power to apply for direction suspending the right to buy and related rights

- (1) A local housing authority may apply to the Welsh Ministers for a direction suspending the right to buy and related rights in its area for a period of up to five years if—
 - (a) within the period of six months preceding the application, the authority has completed a consultation exercise in accordance with section 2, and
 - (b) in the light of that exercise, and having considered any other relevant information, the authority concludes that the condition described in subsection (2) exists.
- (2) The condition (referred to in this Part as the “housing pressure condition”) is that—
 - (a) within the local housing authority’s area, the demand for social housing substantially exceeds its supply or is likely to do so, and
 - (b) that imbalance between supply and demand is likely to increase as a result of the exercise of the right to buy and related rights.
- (3) For the purposes of this Part, the following are rights related to the right to buy—
 - (a) the right to buy as extended under section 171 of the Housing Act 1985;
 - (b) the preserved right to buy under section 171A of the Housing Act 1985;
 - (c) the right to acquire under section 16 of the Housing Act 1996;
 - (d) the right to acquire as extended under section 16A of the Housing Act 1996.
- (4) A local housing authority may conclude that paragraph (a) of subsection (2) is met—
 - (a) in relation to all social housing in its area;

Status: This is the original version (as it was originally enacted).

- (b) in relation to all social housing in a certain part or parts of its area;
 - (c) in relation to a certain type or types of social housing (whether throughout its area or in a certain part or parts of its area).
- (5) For the purposes of this Part, a type of social housing may be identified by reference to any, or any combination of, the following—
- (a) special needs of tenants;
 - (b) description of dwelling-house;
 - (c) type of social housing provider (which may include a particular provider).