

SCHEDULES

SCHEDULE 4

Article 74.

MINOR AND CONSEQUENTIAL AMENDMENTS

The Land Registration Act (Northern Ireland) 1970 (c. 18)

1. In Schedule 11 (matters requiring to be registered in the Statutory Charges Register), after paragraph 46 insert—

“47. Any charge created under Article 25(6) of the Private Tenancies (Northern Ireland) Order 2006.”.

The Rent Order

2. For the heading of Part II substitute— “PROTECTED AND STATUTORY TENANCIES”.

3. In Article 4(2) (statutory tenants and tenancies), omit the words “at any time”.

4. In Article 49 (prohibition of premiums and loans)—

- (a) in the heading, for “grant” substitute “renewal”, and
- (b) in paragraphs (1) and (2), omit “grant.”.

5. In Article 73A(1) (method of serving certain documents), for the words from “any” to “Schedule 6” substitute “Article 73(2)”.

6. In Article 75(1) (application of Order to Crown property), omit “Subject to Article 5(7).”.

7.—(1) Part I of Schedule 4 (grounds for possession of dwelling-houses let on or subject to protected or statutory tenancies) shall be amended as follows.

(2) In Case 1, in the second sentence, for “Article 42” substitute “Article 8 of the Private Tenancies (Northern Ireland) Order 2006”.

(3) In Case 9, for the words from “Part IV” to the end substitute “Chapter III of Part IV of the Private Tenancies (Northern Ireland) Order 2006”.

The Housing (Northern Ireland) Order 1981 (NI 3)

8. In Article 41(3) (repair notices), after “Executive” insert “shall serve a copy on the rent officer (within the meaning of Article 2 of the Private Tenancies (Northern Ireland) Order 2006) and”.

The Housing (Northern Ireland) Order 1983 (NI 15)

9. In Article 92(1) (protected shorthold tenancies), after “this Order” insert “and before the coming into operation of Article 57 of the Private Tenancies (Northern Ireland) Order 2006”.

10. In Article 94 (subletting or assignment)—

- (a) in paragraph (1), omit the words from “and Article 19” to the end; and
- (b) in paragraph (3), for sub-paragraphs (a) and (b), and the word “either” which precedes sub-paragraph (a), substitute “no person is in possession of the dwelling-house as a protected or statutory tenant.”.

Changes to legislation: There are currently no known outstanding effects for the *The Private Tenancies (Northern Ireland) Order 2006, SCHEDULE 4*. (See end of Document for details)

11. In Part II of Schedule 9 (other amendments of the 1978 Order), in paragraph 6, for the words from the beginning to “Schedule 6” substitute “ In Articles 16(1) and 73(3) ”.

The Ombudsman (Northern Ireland) Order 1996 (NI 8)

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<p>Textual Amendments</p> <p>F1 Sch. 4 para. 12 repealed (1.4.2016) by Public Services Ombudsman Act (Northern Ireland) 2016 (c. 4), s. 64, Sch. 9 (with ss. 23, 50(3))</p>

The Housing (Northern Ireland) Order 2003 (NI 2)

13. In Article 28(1) (interpretation), in the definition of “rack rent”, for the words from “has been” to the end substitute “ is recoverable by virtue of the Private Tenancies (Northern Ireland) Order 2006 ”.

14. In Article 60 (restriction on grants for works already begun), in paragraph (5)(a), after “(repair notices)” insert “ or a notice of unfitness under Article 18 of the Private Tenancies (Northern Ireland) Order 2006 ”.

Changes to legislation:

There are currently no known outstanding effects for the The Private Tenancies (Northern Ireland) Order 2006, SCHEDULE 4.