



Housing Act 1985

1985 CHAPTER 68

PART XIII

GENERAL FINANCIAL PROVISIONS

417—^{F1}
420.

Textual Amendments

F1 Ss. 417–420 repealed and superseded by [Local Government and Housing Act 1989](#) (c. 42, SIF 61), ss. 74(6), 88(3), 194(4), [Sch. 12 Pt. II](#) Note 2

Housing subsidy

421 Housing subsidy.

- (1) Housing subsidy is payable for each year to [^{F2}[^{F3}development] corporations^{F4} . . .].
- (2) Housing subsidy shall be credited [^{F5}to the [^{F6}corporation's] housing account]
- (3) Housing subsidy shall be paid by the Secretary of State at such times, in such manner and subject to such conditions as to records, certificates, audit or otherwise as he may, with the agreement of the Treasury, determine.
- (4) Payment of housing subsidy is subject to the making of a claim for it in such form, and containing such particulars, as the Secretary of State may from time to time determine.

Textual Amendments

F2 Words substituted by [Local Government and Housing Act 1989](#) (c. 42, SIF 61), s. 194(1), [Sch. 11 para. 77\(1\)\(3\)](#)

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- F3** Words in s. 421(1) substituted (1.12.2008) by The Housing and Regeneration Act 2008 (Consequential Provisions) Order 2008 (S.I. 2008/3002), art. 4, **Sch. 1 para. 11(2)** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)
- F4** Words in s. 421(1) repealed (1.10.1998) by 1998 c. 38, s. 152, **Sch. 18 Pt. IV** (with ss. 137(1), 139(2), 141(1), 143(2)); S.I. 1998/2244, **art. 4**
- F5** Words substituted for s. 421(2)(a)(b) by Local Government and Housing Act 1989 (c. 42, SIF 61), s. 194(1), **Sch. 11 para. 77(2)(3)**
- F6** Word in s. 421(2) substituted (1.12.2008) by The Housing and Regeneration Act 2008 (Consequential Provisions) Order 2008 (S.I. 2008/3068), art. 4, **Sch. 1 para. 11(3)** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)

Modifications etc. (not altering text)

- C1** Ss. 421–427A: by Local Government and Housing Act 1989 (c. 42, SIF 61), **s. 79(3)** it is provided that sections 421 to 427A of the Housing Act 1985 (which are superseded, in their application to local housing authorities, by that section 79 and sections 80 and 86 of that 1989 Act) shall cease to apply in relation to such authorities

422 Calculation of housing subsidy for local housing authorities.

- (1) The amount of the housing subsidy payable to a [^{F7}[^{F8}development] corporation] for a year (the year of account) shall be calculated from the amounts which, in accordance with sections 423 to 425, are the [^{F7}corporation's]—
- (a) base amount (BA),
 - (b) housing costs differential (HCD), and
 - (c) local contribution differential (LCD),
- for the year, and shall be so calculated by using the formula BA+HCD-LCD.
- (2) If the amount so calculated is nil or a negative amount, no housing subsidy is payable to the [^{F9}corporation] for that year.

Textual Amendments

- F7** Words substituted by Local Government and Housing Act 1989 (c. 42, SIF 61), s. 194(1), Sch. 11 paras. 77(3), **78(1)**
- F8** Words in s. 422(1) substituted (1.12.2008) by The Housing and Regeneration Act 2008 (Consequential Provisions) Order 2008 (S.I. 2008/3002), art. 4, **Sch. 1 para. 12** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)
- F9** Word substituted by Local Government and Housing Act 1989 (c. 42, SIF 61), s. 194, Sch. 11 paras. 77(3), **78(2)**

Modifications etc. (not altering text)

- C2** Ss. 421–427A: by Local Government and Housing Act 1989 (c. 42, SIF 61), **s. 79(3)** it is provided that sections 421 to 427A of the Housing Act 1985 (which are superseded, in their application to local housing authorities, by that section 79 and sections 80 and 86 of that 1989 Act) shall cease to apply in relation to such authorities

423 The base amount.

- (1) A [^{F10}[^{F11}development] corporation's] base amount for a year of account is, subject to any adjustment under subsection (2), the amount calculated for the preceding year

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under section 422, that is to say, the amount of the housing subsidy payable to the [F10 corporation] for that year or, if none was payable, nil or a negative amount, as the case may be.

- (2) If the Secretary of State is of opinion that particular circumstances require it, he may adjust the base amount for any year by increasing or decreasing it, either generally or in relation to . . . F12 any particular [F13 corporation] .

Textual Amendments

- F10** Words substituted by Local Government and Housing Act 1989 (c. 42, SIF 61), s. 194(1), **Sch. 11 para. 79(1)**
- F11** Words in s. 423(1) substituted (1.12.2008) by The Housing and Regeneration Act 2008 (Consequential Provisions) Order 2008 (S.I. 2008/3002), art. 4, **Sch. 1 para. 13(2)** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)
- F12** Words repealed by Local Government and Housing Act 1989 (c. 42, SIF 61), s. 194(1)(4), Sch. 11 para. 79(2), **Sch. 12 Pt. II**
- F13** Word in s. 423(2) substituted (1.12.2008) by The Housing and Regeneration Act 2008 (Consequential Provisions) Order 2008 (S.I. 2008/3002), art. 4, **Sch. 1 para. 13(3)** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)

Modifications etc. (not altering text)

- C3** Ss. 421–427A: by Local Government and Housing Act 1989 (c. 42, SIF 61), s. 79(3) it is provided that sections 421 to 427A of the Housing Act 1985 (which are superseded, in their application to local housing authorities, by that section 79 and sections 80 and 86 of that 1989 Act) shall cease to apply in relation to such authorities

424 The housing costs differential.

- (1) A [F14[F15 development] corporation's] housing costs differential for a year of account is the amount by which their reckonable expenditure for that year exceeds their reckonable expenditure for the preceding year (and accordingly is nil or, as the case may be, a negative amount if the reckonable expenditure for the year is the same as or less than that for the preceding year).
- (2) A [F16[F15 development] corporation's] reckonable expenditure for a year is the aggregate of—
- so much of the expenditure incurred by the [F16 corporation] in that year and falling to be debited to [F16 the corporation's housing account] as the Secretary of State may determine, and
 - so much of any other expenditure incurred by the [F16 corporation] in that year, or treated as so incurred in accordance with a determination made by the Secretary of State, as the Secretary of State may determine to be taken into account for the purposes of housing subsidy.
- [F17(3) A determination may be made for all [F15 development] corporations or different determinations may be made for individual corporations; and a determination may be varied or revoked in relation to all or any of the corporations for which it was made.]
- (4) Before making a determination for all [F18[F15 development] corporations] the Secretary of State shall consult organisations appearing to him to be representative of [F18[F15 development] corporations].

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Textual Amendments

- F14** Words substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 80(1)**
- F15** Words in s. 424 substituted (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), art. 4, **Sch. 1 para. 14** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)
- F16** Words substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 80(2)**
- F17** S. 424(3) substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 80(3)**
- F18** Words substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 80(4)**

Modifications etc. (not altering text)

- C4** Ss. 421–427A: by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 79(3) it is provided that [sections 421 to 427A](#) of the Housing Act 1985 (which are superseded, in their application to local housing authorities, by that section 79 and sections 80 and 86 of that 1989 Act) shall cease to apply in relation to such authorities

425 The local contribution differential.

- (1) A ^[F19][^{F20}development] corporation's] local contribution differential for a year of account is the amount by which their reckonable income for that year exceeds their reckonable income for the preceding year (and accordingly is nil or, as the case may be, a negative amount if their reckonable income for the year is the same as or less than that for the preceding year).
- (2) [^{F21}A corporation's] reckonable income for a year is the amount which, in accordance with any determination made by the Secretary of State, the [^{F22}corporation] are assumed to receive for that year as income which they are required to carry to their [^{F21}housing account] including—
 - (a) any contribution made by the [^{F22}corporation] out of their [^{F21}general revenue account], and
 - (b) any rent rebate subsidy payable under [^{F23}[^{F24}section 140A]of the Social Security Administration Act 1992],
 but excluding any other subsidy, grant or contribution.
- (3) A determination shall state the assumptions on which it is based and the method of calculation used in it, and in making it the Secretary of State shall have regard, amongst other things, to past and expected movements in incomes, costs and prices.
- ^[F25](4) A determination may be made for all [^{F20}development] corporations or different determinations may be made for different corporations or groups of corporations.]
- (5) Before making a determination for all [^{F26}[^{F20}development] corporations] the Secretary of State shall consult organisations appearing to him to be representative of [^{F26}[^{F20}development] corporations].
- (6) A determination shall be made known to the [^{F27}corporations] for which it is made in the year preceding the year of account for which it is to have effect.

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Textual Amendments

- F19** Words substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 81(1)**
- F20** Words in s. 425 substituted (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), art. 4, **Sch. 1 para. 15** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)**, (with arts. 6-13)
- F21** Words substituted by [Local Government and Housing Act 1989 \(c.42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 81(2)**
- F22** Word substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 81(2)**
- F23** Words in s. 425(2)(b) substituted (1.7.1992) by virtue of [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 4, 7(2), **Sch. 2 para. 70**
- F24** Words in s. 425(2)(b) substituted (1.4.1997) by 1996 c. 52, s. 123, **Sch. 13 para. 2**; S.I. 1997/618, **art. 2** (subject to transitional provisions and savings in Sch.)
- F25** S. 425(4) substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 81(3)**
- F26** Words substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 81(4)**
- F27** Word substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 81(5)**

Modifications etc. (not altering text)

- C5** Ss. 421–427A: by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 79(3) it is provided that [sections 421 to 427A](#) of the Housing Act 1985 (which are superseded, in their application to local housing authorities, by that section 79 and sections 80 and 86 of that 1989 Act) shall cease to apply in relation to such authorities

F28 426

Textual Amendments

- F28** S. 426 repealed (1.10.1998) by 1998 c. 38, s. 152, **Sch. 18 Pt. IV** (with ss. 137(1), 139(2), 141(1), 143(2)); S.I. 1998/2244, **art. 4**

427 Recoupment of subsidy in certain cases.

- (1) Where housing subsidy has been paid to a [^{F29}[^{F30}development] corporation ^{F31}. . .] and it appears to the Secretary of State that—
- (a) the purpose for which it was paid has not been fulfilled or not completely or adequately or not without unreasonable delay, and
- (b) that the case falls within rules published by him,
- he may recover from [^{F29}that [^{F32}corporation]] the whole or such part of the payment as he may determine in accordance with the rules, with interest from such time and at such rates as he may so determine.
- (2) A sum recoverable under this section may, without prejudice to other methods of recovery, be recovered by withholding or reducing housing subsidy.

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- (3) The withholding or reduction under this section of housing subsidy for a year does not affect the base amount for the following year.

Textual Amendments

- F29** Words substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 83**
- F30** Words in s. 427(1) substituted (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), art. 4, **Sch. 1 para. 16(a)** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)
- F31** Words in s. 427(1) repealed (1.10.1998) by [1998 c. 38, s. 152, Sch. 18 Pt. IV](#) (with ss. 137(1), 139(2), 141(1), 143(2)); S.I. 1998/2244, **art. 4**
- F32** Word in s. 427(1) substituted (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), art. 4, **Sch. 1 para. 16(b)** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)

Modifications etc. (not altering text)

- C6** [Ss. 421–427A](#): by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), **s. 79(3)** it is provided that [sections 421 to 427A](#) of the Housing Act 1985 (which are superseded, in their application to local housing authorities, by that section 79 and sections 80 and 86 of that 1989 Act) shall cease to apply in relation to such authorities

^{F33}427A Entitlement to subsidy in case of land subject to management agreement.

[The fact that a [^{F35}[^{F36} development] corporation ^{F37} . . .] has entered into a ^{F34}(1)] management agreement, and any letting of land in connection with such an agreement

- (a) shall be disregarded in determining [^{F35}that [^{F38}corporation's]] reckonable income or expenditure for the purposes of housing subsidy, and
- (b) shall not be regarded as a ground for recovering, withholding or reducing any sum under section 427 (recoupment of housing subsidy).]

^{F39}(2) Reference in subsection (1) to a management agreement includes a section 247 or 249 arrangement, as defined by section 250A(6) of the Housing and Regeneration Act 2008.]

Textual Amendments

- F33** S. 427A inserted by [Housing and Planning Act 1986 \(c. 63, SIF 61\)](#), s. 24(2), **Sch. 5 Pt. II para. 32**
- F34** S. 427A(1): s. 427A renumbered as s. 427A(1) (1.4.2010) by [The Housing and Regeneration Act 2008 \(Registration of Local Authorities\) Order 2010 \(S.I. 2010/844\)](#), art. 1(2), **Sch. 2 para. 18(a)**
- F35** Words substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 84**
- F36** Words in s. 427A substituted (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), art. 4, **Sch. 1 para. 17(a)** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)
- F37** Words in s. 427A(1) repealed (1.10.1998) by [1998 c. 38, s. 152, Sch. 18 Pt. IV](#) (with ss. 137(1), 139(2), 141(1), 143(2)); S.I. 1998/2244, **art. 4**
- F38** Word in s. 427A substituted (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), art. 4, **Sch. 1 para. 17(b)** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)

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F39 S. 427A(2) inserted (1.4.2010) by [The Housing and Regeneration Act 2008 \(Registration of Local Authorities\) Order 2010 \(S.I. 2010/844\)](#), art. 1(2), **Sch. 2 para. 18(b)**

Modifications etc. (not altering text)

C7 Ss. 421–427A: by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), **s. 79(3)** it is provided that sections 421 to 427A of the Housing Act 1985 (which are superseded, in their application to local housing authorities, by that section 79 and sections 80 and 86 of that 1989 Act) shall cease to apply in relation to such authorities

Borrowing powers

428 Continuance of certain powers to borrow for housing purposes.

- (1) A local authority may borrow for any of the purposes for which borrowing was, before the commencement of this Act, authorised by—
 - section 136(1) of the ^{M1}Housing Act 1957,
 - section 54(1) of the ^{M2}Housing (Financial Provisions) Act 1958, or
 - paragraph 19 of Schedule 8 to the ^{M3}Housing Act 1969.
- (2) The maximum period which may be sanctioned as the period for which money may be borrowed for any of those purposes by the Common Council of the City of London is 80 years, notwithstanding the provisions of any Act of Parliament.

Marginal Citations

- M1** 1957 c. 56.
M2 1958 c. 42.
M3 1969 c. 33.

Miscellaneous

429 The improvement for sale scheme.

- (1) The Secretary of State may, with the consent of the Treasury, make schemes for making contributions to the net cost (as determined under the schemes) to local housing authorities of disposing of dwellings where the authority—
 - (a) disposes of a house as one dwelling,
 - (b) divides a house into two or more separate dwellings and disposes of them, or
 - (c) combines two houses to form one dwelling and disposes of it,after carrying out works of repair, improvement or conversion.
- (2) The cost towards which contributions may be made under such a scheme shall not exceed, for any one dwelling—
 - (a) in respect of a dwelling in Greater London, £10,000.
 - (b) elsewhere, £7,500,or such other amount as may be prescribed by order of the Secretary of State made with the consent of the Treasury.
- (3) An order under this section—

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- (a) may make different provision in respect of different cases or descriptions of case, including different provision for different areas, and
- (b) shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(4) In this section “house” includes a flat.

[^{F40}429A Housing management: financial assistance etc.

- (1) The Secretary of State may, ^{F41} . . . , give financial assistance—
- (a) to persons managing public sector or former public sector housing, and
 - (b) to persons seeking to facilitate or encourage improvements in, or providing services in connection with, the management of such housing;
- and may, ^{F41} . . . , make payments otherwise than by way of financial assistance in pursuance of arrangements made with any such person.

- (2) For this purpose—
- (a) “public sector housing” means housing accommodation in which an authority or body within section 80 (the landlord condition for secure tenancies) [^{F42} or subsection (2A)] has an interest by virtue of which it receives a rack-rent, or would do so if the premises were let at a rack-rent; and
 - (b) “former public sector housing” means housing accommodation in which such an authority, or a predecessor of such an authority or an authority abolished by the Local Government Act 1985 formerly had such an interest.

[Subsection (2)(a) applies to the following bodies—

- ^{F42}(2A) ^{F43}(a)
- ^{F44}(b)
- (c) a housing trust which is a charity;
- (d) a [^{F45}private registered provider of social housing, or a registered social landlord,] other than a co-operative housing association; and
- ^{F46}(e) [a co-operative housing association which is [^{F47}neither a private registered provider of social housing nor a registered social landlord.]]

^{F48}(2B) [The reference in subsection (2)(a) to a body within subsection (2A) includes the Secretary of State if he has the interest as the result of the exercise by him (or Housing for Wales) of functions under Part III of the ^{M4} Housing Associations Act 1985.]

- (3) The Secretary of State may, ^{F41} . . . , give financial assistance—
- (a) to persons providing educational or training courses in housing management,
 - (b) to persons providing services for those providing such courses, and
 - (c) to persons providing financial or other assistance for those attending such courses;

and may, ^{F41} . . . , make payments otherwise than by way of financial assistance in pursuance of arrangements made with any such person.

(4) Financial assistance given by the Secretary of State under subsection (1) or (3) may be given in any form, and may in particular be given by way of grants, loans or guarantees or by incurring expenditure for the benefit of the person assisted; but the Secretary of State shall not in giving such assistance purchase loan or share capital in a company.

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- (5) Financial assistance may be given and other payments made on such terms as the Secretary of State, ^{F49} . . . , considers appropriate; and the terms may, in particular, include provision as to the circumstances in which the assistance or other payment must be repaid or otherwise made good to the Secretary of State and the manner in which that is to be done.
- (6) A person receiving financial assistance under this section shall comply with the terms on which it is given and compliance may be enforced by the Secretary of State.]

Textual Amendments

- F40** S. 429A inserted by [Housing and Planning Act 1986 \(c. 63, SIF 61\), s. 16](#)
- F41** Words in s. 429A(1)(3) repealed (1.10.1996) by [1996 c. 52, ss. 222, 227, Sch. 18 Pt. IV para. 22\(1\)\(c\) \(3\), Sch. 19 Pt. XIII; S.I. 1996/2402, art. 3](#) (subject to transitional provisions and savings in [Sch.](#))
- F42** S. 429A(2A) inserted by [Housing Act 1988 \(c. 50, SIF 61\), s. 140\(1\), Sch. 17 Pt. I para. 54](#)
- F43** S. 429A(2A)(a) repealed (1.4.2010) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2010 \(S.I. 2010/866\), art. 1\(2\), Sch. 2 para. 30\(a\), Sch. 4 \(with art. 6, Sch. 3\)](#)
- F44** S. 429A(2A)(b) repealed (1.11.1998) by [1998 c. 38, ss. 140, 152, Sch. 16 para. 15\(2\), Sch. 18 Pt. VI \(with ss. 137\(1\), 139\(2\), 141\(1\), 143\(2\)\); S.I. 1998/2244, art. 5](#)
- F45** Words in s. 429A(2A)(d) substituted (1.4.2010) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2010 \(S.I. 2010/866\), art. 1\(2\), Sch. 2 para. 30\(b\) \(with art. 6, Sch. 3\)](#)
- F46** S. 429A(2A)(e) substituted (1.10.1996) by [S.I. 1996/2325, art. 5\(1\), Sch. 2 para. 14\(19\)\(b\)](#)
- F47** Words in s. 429A(2A)(e) substituted (1.4.2010) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2010 \(S.I. 2010/866\), art. 1\(2\), Sch. 2 para. 30\(c\) \(with art. 6, Sch. 3\)](#)
- F48** S. 429A(2B) inserted (1.11.1998) by [1998 c. 38, s. 140, Sch. 16 para. 15\(3\) \(with ss. 139\(2\), 141\(1\), 143\(2\)\); S.I. 1998/2244, art. 5](#)
- F49** Words in s. 429A(5) repealed (1.10.1996) by [1996 c. 52, ss. 222, 227, Sch. 18 Pt. IV para. 22\(1\)\(c\)\(3\), Sch. 19 Pt. XIII; S.I. 1996/2402, art. 3](#) (subject to transitional provisions and savings in [Sch.](#))

Modifications etc. (not altering text)

- C8** S. 429A(2A) modified (1.12.2008) by [The Transfer of Housing Corporation Functions \(Modifications and Transitional Provisions\) Order 2008 \(S.I. 2008/2839\), art. 3, Sch. para. 2\(1\) \(with art. 6\); S.I. 2008/3068, arts. 1\(2\), 2\(1\)\(b\) \(with arts. 6-13\)](#)

Marginal Citations

- M4** [1985 c. 69.](#)

430 — . . . ^{F50}

Textual Amendments

- F50** S. 430 repealed by [Local Government and Housing Act 1989 \(c. 42, SIF 61\), s. 194\(2\), Sch. 12 Pt. I](#)

431 **Control of expenditure by housing authorities on works of conversion or improvement.**

- (1) A local authority or [^{F51}development] corporation may not incur expenses in—

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- (a) providing dwellings by the conversion of houses or other buildings, or
 - (b) carrying out works required for the improvement of dwellings, with or without associated works of repair,
- except in accordance with proposals submitted by the authority or corporation to the Secretary of State and for the time being approved by him.
- (2) The Secretary of State’s approval may be given subject to such conditions, and may be varied in such circumstances, as appear to him to be appropriate; but before varying the terms of an approval he shall consult the authority or corporation concerned.
- (3) In this section “dwelling” has the same meaning as in Part XV (grants for works of improvement, repair and conversion).

Textual Amendments

F51 Words in s. 431(1) substituted (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), art. 4, **Sch. 1 para. 18** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)

432 Superseded contributions, subsidies, grants, and other financial matters.

The provisions of Schedule 15 have effect with respect to superseded contributions, subsidies, grants and other financial matters, as follows—

Part I—Loans under the Housing (Rural Workers) Acts 1926 to 1942.

^{F52}
 . . .

Part III—Contributions for improvement of dwellings by housing authorities.

Part IV—Town development subsidy.

Textual Amendments

F52 Entry in s. 432 repealed (1.10.1996) by [1996 c. 52, s. 227, Sch. 19 Pt. XI](#); S.I. 1996/2402, **art. 3** (subject to transitional provisions and savings in Sch.)

Supplementary

433 Minor definitions.

In this Part—

“year” means a period of twelve months beginning on a 1st April.

434 Index of defined expressions: Part XIII.

The following Table shows provisions defining or otherwise explaining expressions used in this Part (other than provisions defining or explaining an expression used in the same section or paragraph):—

base amount	section 423
[^{F53} charity]	[^{F53} section 622]

Changes to legislation: Housing Act 1985, PART XIII is up to date with all changes known to be in force on or before 22 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

[^{F53} co-operative housing association] development corporation	[^{F53} section 5(2)] section 4(c)
..... ^{F54} ^{F54}
..... ^{F54} ^{F54}
..... ^{F54} ^{F54}
[^{F53} housing association] housing authority housing costs differential	[^{F53} section 5(1)] section 4(a) section 424
..... ^{F54} ^{F54}
..... ^{F54} ^{F54}
housing subsidy [^{F53} housing trust]	section 421(1) [^{F53} section 6]
..... ^{F54} ^{F54}
local authority local contribution differential local housing authority	section 4(e) section 425 section 1, 2(2)
[^{F55} management agreement] ^{F56}	[^{F55} sections 27(2) and 27B(4)] ^{F56}
.....
receiving authority (in Part IV of Schedule 15)	paragraph 6 of that Part
[^{F57} registered social landlord]	[^{F57} section 5(4) and (5)]
year	section 433
year of account (in relation to housing subsidy)	section 422

Textual Amendments

- F53** Words inserted by [Housing Act 1988 \(c. 50, SIF 61\)](#), s. 140(1), **Sch. 17 Pt. I para. 55**
- F54** Entries repealed by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(4), **Sch. 12 Pt. II Note 2**
- F55** Entry inserted by [Housing and Planning Act 1986 \(c. 63, SIF 61\)](#), s. 24(2), **Sch. 5 Pt. II para. 33**
- F56** [S. 434](#): entry in table repealed (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), arts. 4, 6, Sch. 1 para. 19, **Sch. 3** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)

Changes to legislation: Housing Act 1985, PART XIII is up to date with all changes known to be in force on or before 22 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](#)

F57 Entry in s. 434 inserted (1.10.1996) by S.I. 1996/2325, art. 5(1), **Sch. 2 para. 14(20)**

Changes to legislation:

Housing Act 1985, PART XIII is up to date with all changes known to be in force on or before 22 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:

- Act savings and transitional provisions for amendments by [S.I. 2022/1166](#) by [S.I. 2022/1172 Regulations](#)

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

- s. 81A-81D and cross-heading inserted by [2016 c. 22 Sch. 7 para. 4](#) (This provision is amended by [2021 c. 7, ss. 79\(3\), 90\(6\)](#); [S.I. 2021/1038, reg. 3\(c\)](#))
- s. 81B(1)(b) words inserted by [2018 c. 11 s. 1\(3\)](#)
- s. 81B(2A)-(2C) inserted by [2018 c. 11 s. 1\(2\)](#)
- s. 81B(2C) words substituted by [2021 c. 17 s. 79\(3\)\(a\)\(i\)](#) (This amendment not applied to [legislation.gov.uk](#). The insertion of s. 81B by [2016 c. 22, Sch. 7 para. 4](#) is still prospective)
- s. 81B(2C) words substituted by [2021 c. 17 s. 79\(3\)\(a\)\(ii\)](#) (This amendment not applied to [legislation.gov.uk](#). The insertion of s. 81B by [2016 c. 22, Sch. 7 para. 4](#) is still prospective)
- s. 81B(2D) inserted by [2021 c. 17 s. 79\(3\)\(b\)](#) (This amendment not applied to [legislation.gov.uk](#). The insertion of s. 81B by [2016 c. 22, Sch. 7 para. 4](#) is still prospective)
- s. 82(A1)(A2) inserted by [2016 c. 22 s. 119\(2\)\(a\)](#)
- s. 82A(4A)(4B) inserted by [2016 c. 22 Sch. 7 para. 7\(2\)](#)
- s. 86(1A)(1B) inserted by [2016 c. 22 Sch. 7 para. 10\(3\)](#)
- s. 86(1C) inserted by [2016 c. 22 Sch. 8 para. 2](#)
- s. 86A-86F and cross-headings inserted by [2016 c. 22 Sch. 7 para. 11](#)
- s. 86G s. 86A renumbered as s. 86G by [2016 c. 22 Sch. 8 para. 3\(1\)\(a\)](#)
- s. 86G(8) inserted by [2016 c. 22 Sch. 8 para. 3\(2\)](#)
- s. 88(1)(ba) inserted by [2016 c. 22 Sch. 8 para. 4](#)
- s. 89(2A)-(2D) inserted by [2016 c. 22 Sch. 8 para. 5\(3\)](#)
- s. 97(1A) inserted by [2016 c. 22 Sch. 7 para. 12\(3\)](#)
- s. 99A(1A) inserted by [2016 c. 22 Sch. 7 para. 13\(3\)](#)
- s. 115B115C inserted by [2016 c. 22 Sch. 7 para. 15](#)
- s. 115B115C inserted by [2016 c. 22 Sch. 7 para. 15](#)
- s. 305(1A) inserted by [2023 asc 3 Sch. 13 para. 68\(b\)](#)
- s. 306(1A) inserted by [2023 asc 3 Sch. 13 para. 69\(b\)](#)
- s. 353A inserted by [1996 c. 52 s. 73\(1\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 73 repealed (6.4.2006 for E., 16.6.2006 for W.) by [2004 c. 34, Sch. 16](#); [S.I. 2006/1060, art. 2\(1\)\(e\), Sch.](#); [S.I. 2006/1535, art. 2\(c\), Sch.](#))
- s. 582(6)(aa)-(ac) substituted for s. 582(6)(a) by [2023 c. 55 Sch. 18 para. 4\(2\)\(b\)](#)
- Sch. 1 para. 1ZA and cross-heading inserted by [2016 c. 22 Sch. 7 para. 17\(2\)](#)
- Sch. 5A para. 3(3)(aa) inserted by [2023 c. 55 Sch. 18 para. 4\(3\)\(b\)\(ii\)](#)
- Sch. 5A para. 3(6A) inserted by [2023 c. 55 Sch. 18 para. 4\(3\)\(d\)](#)