



# Coal Mining Subsidence Act 1991

## 1991 CHAPTER 45

### PART III

#### ADDITIONAL REMEDIES

*Dwelling-houses rendered uninhabitable etc.*

#### **22 Home loss payments.**

- (1) Where a dwelling-house is affected by subsidence damage, Schedule 4 to this Act (which confers on any person displaced from the dwelling-house a right, in certain circumstances, to receive a home loss payment) shall apply if the requirements of subsection (2) below are satisfied.
- (2) The requirements of this subsection are satisfied if—
  - (a) by reason of deterioration due to the subsidence damage in the condition of the dwelling-house, the dwelling-house cannot reasonably be rendered fit to be used as such; and
  - (b) the dwelling-house is not used as such by or with the authority of the person who immediately before the deterioration in its condition was entitled to possession of it.

#### **Commencement Information**

**II** S. 22 wholly in force at 30. 11. 1991 see s. 54(2) and S.I. 1991/2508, art. 2

**Changes to legislation:**

There are currently no known outstanding effects for the Coal Mining Subsidence Act 1991, Section 22.