

**Changes to legislation:** There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, SCHEDULE 1. (See end of Document for details)

## SCHEDULES

### SCHEDULE 1

Section 103.

#### PRIVATE SECTOR RENEWAL: CONSEQUENTIAL AMENDMENTS

##### Extent Information

**E1** Act's amending/repealing provisions are co-extensive with the enactments they affect see [s. 148\(4\)](#)

##### *Rent Act 1977 (c.42)*

- 1 (1) Section 116 of the Rent Act 1977 (court order where tenant unwilling to consent to works) is amended as follows.
  - (2) In subsection (2), omit “any of paragraphs (a) to (c) of”.
  - (3) For subsection (3) substitute—

“(3) The condition is that the works were specified in an application for a renovation grant, a common parts grant, a disabled facilities grant or an HMO grant under Chapter I of Part I of the Housing Grants, Construction and Regeneration Act 1996 and the application has been approved.”
  - (4) In subsection (5), for the words from “under section 512(2)” to the end, substitute “under section 37 of the Housing Grants, Construction and Regeneration Act 1996.”

##### *Housing Act 1985 (c.68)*

- 2 In section 47(4) of the Housing Act 1985 (limitation of service charges: deduct amount of grant), for the words from “Part XV” to “or conversion)” substitute “section 523 of the Housing Act 1985 (assistance for provision of separate service pipe for water supply) or any provision of Part I of the Housing Grants, Construction and Regeneration Act 1996 (grants, &c. for renewal of private sector housing) or any corresponding earlier enactment”.
- 3 In section 48(3A) of the Housing Act 1985 (information as to relevant costs: grant), for the words from “Part XV” to the end substitute “section 523 of the Housing Act 1985 (assistance for provision of separate service pipe for water supply) or any provision of Chapter I of Part I of the Housing Grants, Construction and Regeneration Act 1996 (grants for renewal of private sector housing) or any corresponding earlier enactment”.
- 4 (1) In section 100(2) of the Housing Act 1985 (power to reimburse cost of tenant’s improvements; grant), for “improvement grant” to “Part XV” substitute “renovation grant or common parts grant under Chapter I of Part I of the Housing Grants, Construction and Regeneration Act 1996 (grants for renewal of private sector housing)”.
- (2) In that section, omit subsection (2A).

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- 5 (1) In section 101(1) of the Housing Act 1985 (rent not to be increased on account of tenant's improvements: grant), for "improvement grant" to the end substitute "renovation grant or common parts grant under Chapter I of Part I of the Housing Grants, Construction and Regeneration Act 1996 (grants for renewal of private sector housing).".
- (2) In that section, omit subsection (1A).
- 6 In section 190A of the Housing Act 1985 (repair notices and group repair schemes)
- (a) in subsection (2), for "subsection 130(1)" to the end substitute "subsection 66(1) of the Housing Grants, Construction and Regeneration Act 1996).".
- (b) in subsection (5), for "Part VIII" to the end substitute "Chapter II of Part I of the Housing Grants, Construction and Regeneration Act 1996 (group repair schemes).".
- 7 (1) In section 244 of the Housing Act 1985 (environmental works: no assistance where grant made), for subsection (3) substitute—
- “(3) No such assistance shall be given towards works in respect of which an application for renovation grant or common parts grant under Chapter I of Part I of the Housing Grants, Construction and Regeneration Act 1996 (grants for renewal of private sector housing) has been approved.”.
- (2) In that section, omit subsection (3A).
- 8 (1) In subsection (2)(b) of section 255 of the Housing Act 1985 (general powers of local housing authority not to include making grants), for "an improvement grant" to the end substitute "a renovation grant or common parts grant might be made under Chapter I of Part I of the Housing Grants, Construction and Regeneration Act 1996 (grants for renewal of private sector housing).".
- (2) In that section, omit subsection (3).
- 9 In section 535(1)(a) of the Housing Act 1985 (exclusion of assistance under Part XV of that Act where grant application pending or approved), for the words from "an improvement grant" to "Part XV" substitute "renovation grant or common parts grant under Chapter I of Part I of the Housing Grants, Construction and Regeneration Act 1996 (grants for renewal of private sector housing).".

<sup>F1</sup>10 .....

#### Textual Amendments

- F1** Sch. 1 para. 10 repealed (6.4.2006 for E., 16.6.2006 for W.) by [Housing Act 2004 \(c. 34\)](#), s. 270(4)(5) (f), [Sch. 16](#); [S.I. 2006/1060](#), art. 2(1)(e) (with [Sch.](#)); [S.I. 2006/1535](#), art. 2(c) (with [Sch.](#))

#### *Landlord and Tenant Act 1985 (c.70)*

- 11 (1) In subsection (1) of section 20A of the Landlord and Tenant Act 1985 (limitation of service charges: grant-aided works), for the words from "Part XV" to "conversion)" substitute "section 523 of the Housing Act 1985 (assistance for provision of separate service pipe for water supply) or any provision of Part I of the Housing Grants,

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Construction and Regeneration Act 1996 (grants, &c. for renewal of private sector housing) or any corresponding earlier enactment ”.

(2) In subsection (2) of that section—

- (a) for “Part VIII of the Local Government and Housing Act 1989” substitute “Part I of the Housing Grants, Construction and Regeneration Act 1996 ”; and
- (b) for “the outstanding balance determined in accordance with subsections (3) and (4) of section 130 of that Act” substitute “ the balance of the cost determined in accordance with section 69(3) of the Housing Grants, Construction and Regeneration Act 1996 ”.

12 In section 21 of the Landlord and Tenant Act 1985 (request for summary of relevant costs)—

- (a) in subsection (5), for the words from “Part XV” to “conversion)” substitute “ section 523 of the Housing Act 1985 (assistance for provision of separate service pipe for water supply) or any provision of Part I of the Housing Grants, Construction and Regeneration Act 1996 (grants, &c. for renewal of private sector housing) or any corresponding earlier enactment ”; and
- (b) in subsection (5B) for “Part VIII of the Local Government and Housing Act 1989” substitute “ Chapter II of Part I of the Housing Grants, Construction and Regeneration Act 1996 or any corresponding earlier enactment ”.

#### *Housing Act 1988 (c.50)*

13 In section 121(1) of the Housing Act 1988 (rent officers’ functions), for “section 110” to the end substitute “ section 31 of the Housing Grants, Construction and Regeneration Act 1996 applies. ”.

#### *Local Government and Housing Act 1989 (c.42)*

14 In section 93(5) of the Local Government and Housing Act 1989 (general powers of local housing authority: works in renewal area), for “Part VIII of this Act” substitute “ Part I of the Housing Grants, Construction and Regeneration Act 1996 ”.

15 (1) Section 169 of the Local Government and Housing Act 1989 (power of local authority and Secretary of State to provide professional, &c. services in relation to works) is amended as follows.

(2) In subsection (2)(b), for “section 114(3) or (4) above” substitute “ section 23 of the Housing Grants, Construction and Regeneration Act 1996 (disabled facilities grants: purposes) ”.

(3) <sup>F2</sup> .....

(4) <sup>F2</sup> .....

#### **Textual Amendments**

**F2** Sch. 1 para. 15(3)(4) repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 15, [Sch. 6](#)

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