

Changes to legislation: Government of Wales Act 1998, Cross Heading: *The Housing Act 1985 (c.68)* is up to date with all changes known to be in force on or before 19 March 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

SCHEDULES

SCHEDULE 16

HOUSING FOR WALES

Commencement Information

II Sch. 16 in force at 1.11.1998 by S.I. 1998/2244, art. 5

The Housing Act 1985 (c.68)

- 4 The Housing Act 1985 has effect subject to the following amendments.
- 5 Subject to the following provisions, in each place (except in the phrases “Housing Corporation”, “the Income and Corporation Taxes Act 1988” and “British Coal Corporation”), for “Corporation” substitute “ Relevant Authority ”.
- 6 ^{F1}

Textual Amendments

F1 Sch. 16 para. 6 repealed (1.4.2010) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2010 \(S.I. 2010/866\)](#), art. 7, Sch. 4 (with art. 6 Sch. 3)

- 7 In section 6A(1) and (2) (interpretation), for “Housing for Wales” substitute “ the Secretary of State ”.
- 8 (1) Section 45 (definition of “public sector authority”) is amended as follows.
- (2) In subsection (2), for “Corporation” substitute “ Housing Corporation or Scottish Homes ”.
- (3) After that subsection insert—
- “(2A) In subsection (1)(a) “public sector authority” also includes the Secretary of State if the freehold has been conveyed by him (or Housing for Wales) under section 90 of the ^{M1}Housing Associations Act 1985.”

Marginal Citations

M1 1985 c. 69.

- 9 In section 57 (index of defined expressions), omit the entry relating to “the Corporation”.
- 10 In section 92(2A)(a) (assignments by way of exchange), omit “Housing for Wales,”.
- 11 In section 117 (index of defined expressions)—

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“(3A) For the purposes of this section a long lease granted or assigned by the Secretary of State shall only be taken to have been granted or assigned by a housing authority if the Secretary of State granted or assigned it in exercise of his powers under section 90 of the ^{M5}Housing Associations Act 1985.”

Marginal Citations

M4 1985 c. 69.
M5 1985 c. 69.

- 18 (1) Section 458 (definitions) is amended as follows.
- (2) That section is renumbered as subsection (1) of that section and in that subsection, in the definition of “housing authority”, after “includes” insert “ (subject to subsection (2)) ”.
- (3) After that subsection insert—
- “(2) In section 444 “housing authority” does not include the Secretary of State unless the interest in the house is or was acquired on a disposal by him under section 90 of the ^{M6}Housing Associations Act 1985; and in section 452 “housing authority” does not include the Secretary of State unless the disposal was under that section 90.”

Marginal Citations

M6 1985 c. 69.

- 19 In section 459 (index of defined expressions)—
- (a) omit the entry relating to “the Corporation”, and
- (b) after the entry relating to “registered social landlord” insert—
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- “the Relevant Authority section 6A”.
- 20 In section 577 (index of defined expressions)—
- (a) omit the entry relating to “the Corporation”, and
- (b) after the entry relating to “reinstatement grant” insert—
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- “the Relevant Authority section 6A”.
- 21 (1) Schedule 2 (grounds for possession of dwelling-houses let under secure tenancies) is amended as follows.
- (2) In Ground 10A in Part II, for “Corporation” substitute “ Housing Corporation or Scottish Homes ”.
- (3) In paragraph 6 of Part V, for “registered social landlord, the Corporation, and not the Secretary of State,” substitute “ social landlord registered in the register maintained by the Housing Corporation under section 1 of the ^{M7}Housing Act 1996 or a housing association registered in the register maintained by Scottish Homes under section 3 of the ^{M8}Housing Associations Act 1985, the Housing Corporation, or Scottish Homes, (and not the Secretary of State) ”.

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Marginal Citations

M7 1996 c. 52.

M8 1985 c. 69.

22 In paragraph 7(1) of Schedule 4 (landlords for the purposes of right to buy etc.), for “Corporation” substitute “ Housing Corporation or Housing for Wales ”.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

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

- s. 104(1A) inserted by [2022 asc 1 s. 68\(6\)\(a\)](#)
- Sch. 1 para. 5A5B by [2000 c. 41 Sch. 3 para. 10\(5\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 3 paras. 8-16 repealed without ever being in force by Government of Wales Act 2006 (c. 32), s. 163, {Sch. 12} (with Sch. 11 para. 22), the amending provision coming into force immediately after "the 2007 election" (held on 3.5.2007) subject to s. 161(4)(5) of the amending Act, which provides for certain provisions to come into force for specified purposes immediately after the end of "the initial period" (which ended with the day of the first appointment of a First Minister on 25.5.2007) -- see ss. 46, 161(1)(4)(5) of the amending Act.)
- Sch. 17 para. 11A inserted by [2022 asc 1 Sch. 4 para. 12\(4\)\(b\)](#)