



Housing Act 2004

2004 CHAPTER 34

PART 1

HOUSING CONDITIONS

CHAPTER 4

DEMOLITION ORDERS AND SLUM CLEARANCE DECLARATIONS

Appeals

48 Transfer of jurisdiction in respect of appeals relating to demolition orders etc.

- (1) Part 9 of the Housing Act 1985 (c. 68) (slum clearance) is further amended as follows.
- (2) In section 269 (right of appeal against demolition order etc.)—
 - (a) in subsection (1), for “the county court” substitute “ a residential property tribunal ”;
 - (b) in subsection (3), for “court” substitute “ tribunal ”; and
 - (c) in subsection (6)(a) and (b), for “Court of Appeal” substitute “ Lands Tribunal ”.
- (3) In section 272 (demolition orders)—
 - (a) in subsection (2), for “the court” in the first place it appears substitute “ a residential property tribunal ”, and in the second place it appears substitute “ such a tribunal ”;
 - (b) in subsection (5), for the words from the beginning to “and has” substitute “ A residential property tribunal has jurisdiction to hear and determine proceedings under subsection (1) (as well as those under subsection (2)), and a county court has ”; and
 - (c) in subsection (6), for “the court” substitute “ a tribunal or court ”.
- (4) In section 317 (power of court to determine lease where premises demolished etc.)—

Changes to legislation: *Housing Act 2004, Cross Heading: Appeals is up to date with all changes known to be in force on or before 11 August 2023. 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*

- (a) in subsection (1), for “the county court” substitute “ a residential property tribunal ”; and
 - (b) in subsections (2) and (3), for “court” substitute “ tribunal ”.
- (5) In section 318 (power of court to authorise execution of works on unfit premises or for improvement)—
- (a) in the sidenote, for “court” substitute “ tribunal ”;
 - (b) in subsection (1), for “the court” in the first place it appears substitute “ a residential property tribunal ”, and in the second place it appears substitute “ the tribunal ”;
 - (c) in subsections (2) and (3), for “court” substitute “ tribunal ”; and
 - (d) omit subsection (4).

Commencement Information

- II** [S. 48](#) wholly in force at 16.6.2006; [s. 48](#) not in force at Royal Assent see [s. 270\(4\)\(5\)](#); [s. 48](#) in force for E. at 6.4.2006 by [S. I. 2006/1060](#), [art. 2\(1\)\(a\)](#) (with [Sch.](#)); [s. 48](#) in force for W. at 16.6.2006 by [S. I. 2006/1535](#), [art. 2\(a\)](#) (with [Sch.](#))

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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. 66(1A) inserted by [2016 c. 22 s. 125\(3\)\(a\)](#)
- s. 66(3A)(3B) inserted by [2016 c. 22 s. 125\(3\)\(c\)](#)
- s. 89(1A) inserted by [2016 c. 22 s. 125\(6\)\(a\)](#)
- s. 89(3A)(3B) inserted by [2016 c. 22 s. 125\(6\)\(c\)](#)
- s. 139(7A)(7B) inserted by [2016 c. 22 s. 127\(3\)](#)