



# Housing Act 2004

## 2004 CHAPTER 34

### PART 6

#### OTHER PROVISIONS ABOUT HOUSING

### CHAPTER 1

#### SECURE TENANCIES

##### *Suspension of certain rights in connection with anti-social behaviour*

#### **194 Disclosure of information as to orders etc. in respect of anti-social behaviour**

- (1) Any person may disclose relevant information to a landlord under a secure tenancy if the information is disclosed for the purpose of enabling the landlord—
  - (a) to decide whether either of the provisions of the Housing Act 1985 (c. 68) mentioned in subsection (2) can be invoked in relation to the tenant under the tenancy; or
  - (b) to take any appropriate action in relation to the tenant in reliance on either of those provisions.
- (2) The provisions are—
  - (a) Ground 2A in Schedule 3 (withholding of consent to mutual exchange where order in force or application pending in connection with anti-social behaviour), and
  - (b) section 138(2B) (landlord's obligation to complete suspended while application pending in connection with such behaviour).
- (3) In this section—
  - (a) “relevant information” means information relating to any order or application relevant for the purposes of either of the provisions mentioned in

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**Changes to legislation:** Housing Act 2004, Section 194 is up to date with all changes known to be in force on or before 27 September 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

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- subsection (2), including (in particular) information identifying the person in respect of whom any such order or application has been made;
- (b) “secure tenancy” has the meaning given by section 79 of the Housing Act 1985; and
  - (c) any reference to the tenant under a secure tenancy is, in relation to a joint tenancy, a reference to any of the joint tenants.
- (4) Regulations under—
- (a) section 171C of the Housing Act 1985 (modifications of Part 5 in relation to preserved right to buy), or
  - [<sup>F1</sup>(b) section 184 of the Housing and Regeneration Act 2008 (c. 17) (application of that Part in relation to the right to acquire a dwelling in England),]
- may make provision corresponding to subsections (1) to (3) of this section so far as those subsections relate to section 138(2B) of the Housing Act 1985.

#### Textual Amendments

- F1** S. 194(4)(b) substituted (26.1.2019) by [Abolition of the Right to Buy and Associated Rights \(Wales\) Act 2018 \(anaw 1\)](#), s. 11(3)(4), [Sch. 1 para. 5\(3\)](#); S.I. 2018/100, art. 2(b) (with art. 3)

#### Commencement Information

- I1** S. 194 wholly in force at 25.11.2005; s. 194 in force for certain purposes at Royal Assent see s. 270(2) (b); s. 194 in force for E. at 6.6.2005 by [S.I. 2005/1451](#), [art. 2\(b\)](#); s. 194 in force for W. at 25.11.2005 by [S.I. 2005/3237](#), [art. 2\(g\)](#)

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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\(3\)](#)