



Mobile Homes Act 2013

2013 CHAPTER 14

Offences

12 Protection against eviction and harassment, false information etc.

- (1) Section 3 of the Caravan Sites Act 1968 (the heading to which becomes “ Protection of occupiers against eviction and harassment, false information etc. ”) is amended as follows.
- (2) In subsection (1)(c), before “persistently withdraws or withholds” insert “ withdraws or withholds or, if the site concerned is in Wales, ”.
- (3) In subsection (1A)(b), before “persistently withdraws or withholds” insert “ withdraws or withholds or, if the site concerned is in Wales, ”.
- (4) After subsection (1A) insert—

“(1AA) The owner of a protected site in England or the owner's agent is guilty of an offence under this section if, during the subsistence of a residential contract, the owner or (as the case may be) agent—

 - (a) knowingly or recklessly provides information or makes a representation which is false or misleading in a material respect to any person, and
 - (b) knows, or has reasonable cause to believe, that doing so is likely to cause—
 - (i) the occupier to do any of the things mentioned in subsection (1)(c)(i) or (ii), or
 - (ii) a person who is considering whether to purchase or occupy the caravan to which the residential contract relates to decide not to do so.”
- (5) In subsection (1B), for “subsection (1A)” substitute “ subsections (1A) and (1AA) ”.

Changes to legislation: There are currently no known outstanding effects for the Mobile Homes Act 2013, Cross Heading: Offences. (See end of Document for details)

13 Increase in penalties for certain offences under the 1960 Act

- (1) In section 1(2) of the Caravan Sites and Control of Development Act 1960 (prohibition of use of land as caravan site without site licence), after “summary conviction” insert “—
- (2) (a) where the land in question is in England, to a fine not exceeding level 5 on the standard scale;
- (b) where the land in question is in Wales,”.
- (2) In section 26(5) of that Act (obstruction of person exercising power of entry), after “summary conviction” insert “—
- (a) where the wilful obstruction occurs in relation to land in England, to a fine not exceeding level 4 on the standard scale;
- (b) where the wilful obstruction occurs in relation to land in Wales,”.

Commencement Information

- II** S. 13 in force at 1.4.2014 for E. by [S.I. 2014/816](#), [art. 2](#) (with [art. 3](#))

14 Offences by bodies corporate under the 1960 Act

After section 26 of the Caravan Sites and Control of Development Act 1960 insert—

“26A Liability of officers of bodies corporate

- (1) This section applies to an offence under this Act committed in relation to land in England.
- (2) Where a body corporate commits an offence to which this section applies and it is proved that—
- (a) the offence was committed with the consent or connivance of an officer of the body corporate, or
- (b) the offence was attributable to neglect on the part of an officer of the body corporate,
- the officer, as well as the body corporate, is guilty of the offence and is liable to be proceeded against and punished accordingly.
- (3) In subsection (2), “officer” means—
- (a) a director, manager, secretary or similar officer of the body corporate,
- (b) in the case of a body corporate whose affairs are managed by its members, a member of the body corporate, or
- (c) a person purporting to act in a capacity mentioned in paragraph (a) or (b).”

Commencement Information

- I2** S. 14 in force at 1.4.2014 for E. by [S.I. 2014/816](#), [art. 2](#) (with [art. 3](#))

Changes to legislation:

There are currently no known outstanding effects for the Mobile Homes Act 2013, Cross
Heading: Offences.