



# Landlord and Tenant (War Damage) Act 1939

## CHAPTER 72

### LANDLORD AND TENANT (WAR DAMAGE) ACT 1939

#### PART I

##### MODIFICATION OF OBLIGATIONS TO REPAIR

- 1 Relief from obligation to repair in cases of war damage.
- 2 Supplementary provisions to be implied in leases and mortgages.
- 3 Raising of money for making good war damage on settled land, &c.

#### PART II

##### DISCLAIMER AND RETENTION OF LEASES

###### *Notices affecting leaseholds*

- 4 Power to disclaim leases or to retain on altered terms.
- 5 Period for complying with notice to elect or serving notice to avoid disclaimer.
- 6 Determination of disputes as to unfitness of premises.

###### *Notices of disclaimer*

- 7 Particulars to be included in notices of disclaimer, &c.
- 8 Effect of notice of disclaimer.
- 9 Power of court to modify effect of notice of disclaimer.

###### *Notices of retention and notices to avoid disclaimer*

- 10 Effect of notice of retention.

*Changes to legislation:* Landlord and Tenant (War Damage) Act 1939 is up to date with all changes known to be in force on or before 20 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](#)

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- 11 Effect of notice to avoid disclaimer.
- 12 Recurrence of war damage after service of notice.
- 13, 14 .....

*Special provisions as to certain leases*

- 15 Provisions as to leases comprising two or more separate tenements.
- 16 Power of landlord to recover possession of whole property comprised in ground lease or multiple lease.
- 17 Exclusion of agricultural and mining leases.

**PART III**

MISCELLANEOUS AND GENERAL

- 18 Extension of powers as to restrictive covenants in certain cases.
- 19 Provision as to agricultural and mining leases.
- 20 Provision as to notices.
- 21 Contracting out forbidden.
- 22 Application to the Crown.
- 23 Provisions as to county courts.
- 24 Interpretation.
- 25 .....
- 26 Short title and extent.

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- s. 3 words omitted by [2022 c. 6 Sch. 1 para. 3\(b\)](#)
- s. 3(d) omitted by [2022 c. 6 Sch. 1 para. 3\(a\)](#)