
STATUTORY INSTRUMENTS

1997 No. 225 (C. 12)

HOUSING, ENGLAND AND WALES

The Housing Act 1996 (Commencement
No. 7 and Savings) Order 1997

Made - - - - 28th January 1997

The Secretary of State, in exercise of the powers conferred on him by section 232(3) and (4) of the Housing Act 1996⁽¹⁾ and of all other powers enabling him in that behalf, hereby makes the following Order:

Citation and interpretation

1.—(1) This Order may be cited as the Housing Act 1996 (Commencement No. 7 and Savings) Order 1997.

(2) In this Order “the commencement date” means 28th February 1997.

Commencement and Savings

2. The following provisions of the Housing Act 1996 shall come into force on the commencement date, subject to the savings in the Schedule to this Order—

section 96 to the extent that it is not already in force,

sections 97 to 104,

sections 148 to 151, and

section 227 in so far as it relates to the repeals in Part IV of Schedule 19.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

Article 2

SAVINGS

1. The insertion of section 8A in the Housing Act 1988 and the amendment to section 8 of and Schedule 2 to that Act⁽²⁾ (repossession: assured tenancies) shall have no effect in a case where—

- (a) a notice under section 8 of that Act (notice of proceedings for possession) has been served before the commencement date; or
- (b) the court has dispensed with the requirement of such a notice and the proceedings for possession were started before the commencement date.

2. The amendments to section 21(1) and (4) of the Housing Act 1988⁽³⁾ (recovery of possession on expiry or termination of assured shorthold tenancy) shall have no effect in a case where a landlord has served a notice under section 8 of that Act (notice of proceedings for possession) before the commencement date.

Signed by authority of the Secretary of State

James Clappison
Parliamentary Under-Secretary of State,
Department of the Environment

28th January 1997

EXPLANATORY NOTE

(This note is not part of the Order)

Article 2 of this Order brings into force, on 28th February 1997, the following provisions of the Housing Act 1996 (subject to the savings in the Schedule to the Order)—

- section 96, to the extent that it is not already in force;
- sections 97 to 104 (assured tenancies);
- sections 148 to 151 (repossession: assured tenancies); and
- section 227, in so far as it relates to the repeals in Part IV of Schedule 19 (assured tenancies).

The amendments to sections 8 and 21(1) and (4) of and Schedule 2 to the Housing Act 1988 made by the provisions commenced in the Order are subject to the savings in the Schedule to the Order.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Housing Act 1996 have been brought into force by commencement orders made before the date of this Order.

(2) c. 50. See sections 101, 102, 148, 149, 150 and 151 of the Housing Act 1996.

(3) See section 98 of the Housing Act 1996.

Provision	Date of commencement	S.I. No.
s. 1	1st October 1996	1996/2402
s. 2(7) and (8)	1st August 1996	1996/2048
s. 2 (in so far as not already in force)	1st October 1996	1996/2402
s. 3(2) (partially)	1st August 1996	1996/2048
s. 3 (in so far as not already in force)	1st October 1996	1996/2402
s. 4		
s. 5	1st August 1996	1996/2048
s. 6	1st October 1996	1996/2402
s. 7 (partially)	1st August 1996	1996/2048
s. 7 (in so far as not already in force)	1st October 1996	1996/2402
s. 8		
s. 9(3)	1st August 1996	1996/2048
s. 9 (in so far as not already in force)	1st October 1996	1996/2402
ss. 10 to 15		
s. 17	1st August 1996	1996/2048
s. 18(2) and (7) (partially)	1st October 1996	1996/2402
s. 20(3) (partially)		
s. 21(3) (partially)		
ss. 22 and 23		
s. 24 (partially)	1st August 1996	1996/2048
s. 25 (partially)	1st October 1996	1996/2402
s. 27 (partially)		
s. 28(3) (partially)		
s. 28(4)	1st August 1996	1996/2048
s. 29 (partially)		
ss. 30 to 34	1st October 1996	1996/2402
s. 36(1) to (6)	1st August 1996	1996/2048
s. 36(7)	1st October 1996	1996/2402
ss. 37 to 50		
s. 51 (partially)	1st August 1996	1996/2048
ss. 52 to 54		
s. 55(1) (partially)		

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Provision	Date of commencement	S.I. No.
s. 55(1) (partially)	1st October 1996	1996/2402
s. 55(2) and (3)	1st August 1996	1996/2048
ss. 56 to 64		
ss. 65 and 66 (partially)	1st October 1996	1996/2402
s. 72 (partially)		
s. 75 (partially)		
ss. 76 and 77		
s. 80(3)		
s. 83(3) (partially)	23rd August 1996	1996/2212
s. 84	1st October 1996	
s. 86(4) and (5) (partially)	23rd August 1996	
s. 88 to 91	1st October 1996	
s. 92 (partially)	23rd August 1996	
s. 92 (in so far as not already in force)	1st October 1996	
s. 93		
s. 96 (partially)	23rd August 1996	
s. 105	1st October 1996	
s. 106 (partially)	23rd August 1996	
ss. 107 to 109	1st October 1996	
ss. 111 to 117		
s. 119 (partially)	23rd August 1996	
ss. 124 to 128	12th February 1997	1997/66
s. 129(1), (2), (5) and (6)	12th February 1997	1997/66
s. 129(3) and (4)	1st October 1996	1996/2402
ss. 130 to 134	12th February 1997	1997/66
s. 135	1st October 1996	1996/2402
ss. 136 and 137	12th February 1997	1997/66
s. 138(1) to (3)	12th February 1997	1997/66
s. 138(4) to (6)	1st October 1996	1996/2402
s. 139		
s. 140		
s. 141(1)	12th February 1997	1997/66
s. 141(2) and (3)	1st October 1996	1996/2402
s. 142		

Provision	Date of commencement	S.I. No.
s. 143		
ss. 144 to 146	12th February 1997	1997/66
s. 147 (partially)	1st October 1996	1996/2402
s. 147	12th February 1997	1997/66
s. 159	1st April 1997	1996/2959
s. 160(1) to (3)		
s. 160(4) and (5)	1st October 1996	1996/2402
s. 161(2) and (3) (partially)		
s. 161 (to the extent it is not already in force)	1st April 1997	1996/2959
s. 162(4) (partially)	1st October 1996	1996/2402
s. 162 (to the extent it is not already in force)	1st April 1997	1996/2959
s. 163(7) (partially)	1st October 1996	1996/2402
s. 163 (to the extent it is not already in force)	1st April 1997	1996/2959
s. 164		
s. 165(1), (2) and (5)	1st October 1996	1996/2402
s. 165 (to the extent it is not already in force)	1st April 1997	1996/2959
s. 166		
s. 167(3) to (5)	1st October 1996	1996/2402
s. 167 (partially)	23rd October 1996	1996/2658
s. 167 (to the extent that it is not already in force)	1st April 1997	1996/2959
s. 168		
s. 169	1st October 1996	1996/2402
ss. 170 and 171	1st April 1997	1996/2959
s. 172	1st October 1996	1996/2402
s. 173	1st April 1996	1996/2959
s. 174	1st October 1996	1996/2402
ss. 175 and 176	20th January 1997	1996/2959
s. 177(3)	1st October 1996	1996/2402
s. 177 (to the extent that it is not already in force)	20th January 1997	1996/2959
s. 178 to 181		

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Provision	Date of commencement	S.I. No.
s. 182	1st October 1996	1996/2402
s. 183(2)		
s. 183 (to the extent that it is not already in force)	20th January 1997	1996/2959
s. 184		
s. 185(2) and (3) (partially)	1st October 1996	1996/2402
s. 185 (to the extent that it is not already in force)	20th January 1997	1996/2959
s. 186 to 188		
s. 189(2) to (4)	1st October 1996	1996/2402
s. 189 (to the extent that it is not already in force)	20th January 1997	1996/2959
s. 190 to 193		
s. 194(6) (partially)	1st October 1996	1996/2402
s. 194 (to the extent that it is not already in force)	20th January 1997	1996/2402
s. 195 to 197		
s. 198(4) to (7) (partially)	1st October 1996	1996/2402
s. 198 (to the extent that it is not already in force)	20th January 1997	1996/2959
s. 199(5)	1st October 1996	1996/2402
s. 199 (to the extent that it is not already in force)	20th January 1997	1996/2959
s. 200 to 202		
s. 203(1), (2) and (7)	1st October 1996	1996/2402
s. 203 (to the extent that it is not already in force)	20th January 1997	1996/2959
s. 204 to 206		
s. 207(4) to (6) (partially)	1st October 1996	1996/2402
s. 207 (to the extent that it is not already in force)	20th January 1997	1996/2959
ss. 208 and 209		
s. 210(2)	1st October 1996	1996/2658
s. 210 (to the extent that it is not already in force)	20th January 1997	1996/2959
s. 211 to 214		
s. 215	1st October 1996	1996/2402

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Provision	Date of commencement	S.I. No.
s. 216	20th January 1997	1996/2959
ss. 217 and 218	1st October 1996	1996/2402
s. 222 (in so far as not already in force)		
s. 227 (partially)	1st October 1996	1996/2212
s. 227 (partially)	1st April 1997	1996/2959