

## SCHEDULE 1

article 9

### AMENDMENTS CONSEQUENTIAL ON ARTICLE 3

#### *Rent Act 1977*

**1.**—(1) Section 116 of the Rent Act 1977 (consent of tenant)(**1**), is amended in accordance with sub-paragraphs (2) to (4) below.

(2) In subsection (2), for “the condition specified in subsection (3)” substitute “either of the conditions specified in subsections (3) and (3A)”.

(3) In subsection (3), for “condition” substitute “first of the conditions referred to in subsection (2) above”.

(4) After subsection (3), insert the following subsection—

“(3A) The second of those conditions is that assistance was or is to be provided in relation to the carrying out of the works under article 3 of the Regulatory Reform (Housing Assistance) (England and Wales) Order 2002”.

#### *Landlord and Tenant Act 1985*

**2.** In section 20A of the Landlord and Tenant Act 1985 (limitation of service charges: grant-aided works)(**2**), in subsection (1), after “earlier enactment”, insert “or article 3 of the Regulatory Reform (Housing Assistance) (England and Wales) Order 2002 (power of local housing authorities to provide assistance)”.

#### *Local Government Act 1988*

**3.** In section 25 of the Local Government Act 1988 (consent required for provision of financial assistance etc)(**3**), in subsection (2)(f), at the end of sub-paragraph (iii) insert—

“or

(iv) article 3 of the Regulatory Reform (Housing Assistance) (England and Wales) Order 2002 (power of local housing authorities to provide assistance)”.

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(1) 1977 c. 42. Subsection (3) was substituted by the Housing Grants, Construction and Regeneration Act 1996, Schedule 1, paragraph 1.

(2) 1985 c.70. Section 20A was inserted by the Housing and Planning Act 1986 (c. 63), Schedule 5, Part 1, paragraph 9(1). Subsection (1) was numbered as such by virtue of the Local Government and Housing Act 1989 (c. 42), Schedule 11, paragraph 90, and amended by the Housing Grants, Construction and Regeneration Act 1996, Schedule 1, paragraph 11(1).

(3) 1988 c. 9.