
STATUTORY INSTRUMENTS

2008 No. 3068

**The Housing and Regeneration Act 2008
(Commencement No. 2 and Transitional,
Saving and Transitory Provisions) Order 2008**

Commencement of certain provisions of Part 1 (provisions relating to the Homes and Communities Agency)

2.—(1) The following provisions of Part 1 of the Act shall come into force on the commencement date—

- (a) section 4 (powers: general), in relation to the powers brought into force by this Order;
- (b) sections 5 to 7 (general powers relating to land and infrastructure);
- (c) section 8 (powers to deal with land);
- (d) section 9 (acquisition of land) and Schedule 2;
- (e) section 10 (restrictions on disposal of land);
- (f) section 11 (main powers in relation to acquired land) and Schedule 3;
- (g) section 12 (powers in relation to statutory undertakers) and Schedule 4;
- (h) sections 13 to 16 (planning);
- (i) sections 17 and 18 (other powers in relation to land);
- (j) section 19(1) to (4) (financial assistance), except for the purpose of enabling the HCA to give financial assistance on condition that the recipient provides social housing, and section 19(5);
- (k) sections 20 to 23 (borrowing powers);
- (l) section 24 (power to charge);
- (m) section 25 (directions as to surplus funds);
- (n) sections 26 and 27 (duties to act as agent);
- (o) sections 28 to 30 (other functions: general);
- (p) sections 38 to 40 (information, education and guidance etc.);
- (q) section 41 (control of subsidiaries);
- (r) section 42 (agency arrangements with UDCs);
- (s) section 43 (acting with, or for, other persons: general);
- (t) section 45 (support services);
- (u) section 48 (consents of the Secretary of State);
- (v) section 50(2) (abolition of the Commission for the New Towns) and, with the exception of the provisions specified in paragraph (2), Schedule 5;
- (w) section 56 (consequential amendments) and, with the exception of the provisions specified in paragraph (3), Schedule 8 in so far as it is not already in force;

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(x) sections 57 and 58 (interpretation etc. of Part 1) so far as required for the interpretation of provisions commenced by this article.

(2) The excepted provisions of Schedule 5 mentioned in paragraph (1)(v) are paragraphs 2 to 4, 10 to 24, 27, 28, 30 and 32.

(3) The excepted provisions of Schedule 8 mentioned in paragraph (1)(w) are paragraphs 4(c) and (d), 13, 19(3)(a) and (b), 20(3), 21(3), 35, 44 to 50, 63, in so far as it relates to the repeal of section 158 of, and Schedules 17 and 18 to, the 1993 Act, 65 and 77(3).