

SCHEDULES

SCHEDULE 1

Amendment of Part 2 of the Act

Chapter 3 (registration)

- 11.**—(1) Section 112 (eligibility for registration) is amended as follows.
- (2) In subsection (4)(b), for “registered providers” substitute “private registered providers”.
- (3) After subsection (4) insert—
- “(5) Section 114 deals with bodies falling within the exceptions in section 113.”
- (4) The heading becomes “Eligibility for voluntary registration”.

Commencement Information

- 11** Sch. 1 para. 11 in force at 1.4.2010, see [art. 1\(2\)](#)

- 12.** The heading to section 113 becomes “Section 112: exceptions”.

Commencement Information

- 12** Sch. 1 para. 12 in force at 1.4.2010, see [art. 1\(2\)](#)

- 13.** After section 114 insert—

“114A Local authorities: duty to notify

- (1) A local authority in England which is not subject to compulsory registration must notify the regulator as soon as it becomes subject to compulsory registration.
- (2) For these purposes, an authority is subject to compulsory registration if—
- (a) it is a provider of social housing, or
- (b) it intends to become a provider of social housing.”

Commencement Information

- 13** Sch. 1 para. 13 in force at 1.4.2010, see [art. 1\(2\)](#)

- 14.** In section 115 (profit-making and non-profit organisations), after subsection (9) insert—
- “(10) Subsection (1) does not apply to the entry of a local authority in the register (and, accordingly, references to “profit-making” and “non-profit” in connection with a registered provider do not refer to a local authority).”

Changes to legislation: There are currently no known outstanding effects for the The Housing and Regeneration Act 2008 (Registration of Local Authorities) Order 2010, Cross Heading: Chapter 3 (registration). (See end of Document for details)

Commencement Information

I4 Sch. 1 para. 14 in force at 1.4.2010, see [art. 1\(2\)](#)

15.—(1) Section 116 (entry) is amended as follows.

(2) In subsection (1)(a), after “registration” insert “under section 112(1)”.

(3) In subsection (4), after “entered” insert “in the register under this section”.

(4) In subsection (5), after “in the register” insert “under this section”.

(5) After subsection (5) insert—

“(6) This section deals with voluntary registration; for the registration of local housing authorities and county councils, see section 114.”

(6) The heading becomes “Entry in the register: voluntary registration”.

Commencement Information

I5 Sch. 1 para. 15 in force at 1.4.2010, see [art. 1\(2\)](#)

16. In section 117 (fees), for subsections (1) and (2) substitute—

“(1) The regulator may charge—

(a) a fee for initial registration, and

(b) an annual fee for continued registration.

(2) Except in the case of a local authority, the regulator may make initial or continued registration conditional upon payment of the fee.”

Commencement Information

I6 Sch. 1 para. 16 in force at 1.4.2010, see [art. 1\(2\)](#)

17.—(1) Section 118 (de-registration: compulsory) is amended as follows.

(2) In subsection (1), for “body” substitute “private registered provider”.

(3) After subsection (3) insert—

“(4) The regulator shall remove a local authority from the register if the regulator becomes aware that the authority—

(a) is no longer a provider of social housing, or

(b) no longer intends to become a provider of social housing (in the case of an authority which intended to become one but did not in fact do so).”

Commencement Information

I7 Sch. 1 para. 17 in force at 1.4.2010, see [art. 1\(2\)](#)

18. In section 119 (de-registration: voluntary), in subsection (1), for “registered provider” substitute “private registered provider”.

Commencement Information

18 Sch. 1 para. 18 in force at 1.4.2010, see [art. 1\(2\)](#)

19.—(1) Section 120 (notice) is amended as follows.

(2) In subsection (1)—

(a) omit “and” at the end of paragraph (b), and

(b) at the end of paragraph (c) insert—

“, and

(d) in the case of a local authority, the Secretary of State.”

(3) In subsection (2), at the beginning insert “Except in the case of a local authority,”.

Commencement Information

19 Sch. 1 para. 19 in force at 1.4.2010, see [art. 1\(2\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Housing and Regeneration Act 2008 (Registration of Local Authorities) Order 2010, Cross Heading: Chapter 3 (registration).