

SCHEDULE 2

Article 2

MEANING OF HOUSEHOLDER

1.—(1) In relation to England and Wales, householder means a person who is, in relation to domestic premises,—

- (a) a freeholder;
 - (b) a leaseholder with a term of 21 years or more unexpired at the time a supplier offers to carry out an action;
 - (c) a tenant, other than a tenant within sub-paragraph (f) or to whom sub-paragraph (2) applies;
 - (d) a holder of a licence to occupy, which meets the conditions in paragraph 12(a) and (b) of Schedule 1 to the Housing Act 1985(1);
 - (e) a holder of an assured agricultural occupancy under Part 1 of the Housing Act 1988(2); or
 - (f) a protected tenant under section 1, Part 1 of the Rent Act 1977(3).
- (2) This sub-paragraph applies,—
- (a) in relation to premises in England, to a tenant of low cost rental accommodation; and
 - (b) in relation to premises in Wales, to—
 - (i) a tenant of a dwelling-house let under Part IV of the Housing Act 1985(4);
 - (ii) a tenant of a dwelling let by a landlord registered as a social landlord under Chapter 1 of Part 1 of the Housing Act 1996(5); or
 - (iii) a tenant of a local authority, other than under Part IV of the Housing Act 1985.
- (3) In this paragraph—
- (a) “low cost rental accommodation” has the same meaning as in section 69 of the Housing and Regeneration Act 2008(6);
 - (b) “tenant” includes a sub-tenant.

2.—(1) In relation to Scotland, householder means a person who is the owner or tenant of domestic premises.

- (2) For the purposes of this paragraph—
- (a) “owner” includes any person who under the Land Clauses Acts(7) would be enabled to sell and convey land to promoters of an undertaking;
 - (b) “tenant” includes a sub-tenant and a person who—
 - (i) occupies a dwelling in terms of a contract of employment;
 - (ii) has a licence to occupy a dwelling; or
 - (iii) is a cottar within the meaning of section 12(5) of the Crofters (Scotland) Act 1993(8),

(1) 1985 c.68. Paragraph 12 of Schedule 1 to the Housing Act 1985 was amended by section 78(1) of and paragraph 12 of Schedule 6 to the Charities Act 1992 (c.41).

(2) 1988 c.50.

(3) 1977 c.42.

(4) 1985 c.68.

(5) 1996 c.52. Chapter 1 of Part 1 was amended by sections 140 and 152, Schedule 16, paragraph 83, and Schedule 18, part VI of the Government of Wales Act 1998 (c.38), section 75 and Schedule 8, paragraphs 183 to 1816 of the Charities Act 2006 (c.50), sections 61 and 321, and Schedule 16 of the Housing and Regeneration Act 2008 (c.17), sections 2 and 8 of the Co-operative and Community Benefit Societies and Credit Unions Act 2010 (c.7), S.I. 2001/3649 and S.I. 2009/1941.

(6) 2008 c.17.

(7) Defined in Schedule 1 to the Interpretation Act 1978 (c.30).

(8) 1993 c.44.

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

but excludes a tenant of a social landlord within the meaning of section 165 of the Housing (Scotland) Act 2010⁽⁹⁾.

⁽⁹⁾ 2010 asp 17.