
STATUTORY INSTRUMENTS

2018 No. 393 (C. 32)

HOUSING, ENGLAND

The Housing and Planning Act 2016
(Commencement No. 8) Regulations 2018

Made - - - - 21st March 2018

The Secretary of State, in exercise of the powers conferred by sections 216(3) and (4) of the Housing and Planning Act 2016⁽¹⁾, makes the following Regulations:

Citation

1. These Regulations may be cited as the Housing and Planning Act 2016 (Commencement No. 8) Regulations 2018.

Provisions coming into force on 6th April 2018

2. In so far as they are not already commenced, the following provisions of the Housing and Planning Act 2016 come into force on 6th April 2018—

- (a) sections 13 to 48;
- (b) Schedules 1 to 3.

Signed by authority of the Secretary of State for Housing, Communities and Local Government

Heather Wheeler
Parliamentary Under Secretary of State
Ministry of Housing Communities and Local
Government

21st March 2018

Status: This is the original version (as it was originally made).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

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations bring into force on 6th April 2018 all those provisions of Part 2 of, and Schedules 1 to 3 to, the Housing and Planning Act 2016 (c. 22) (“the Act”) which are not already in force. These relate to rogue landlords and property agents in England.

Chapter 2 of Part 2 of the Act makes provision for banning orders (orders made by the First-tier Tribunal banning a person from certain activities where they have been convicted of a banning order offence). This includes provision for the duration and effect of a banning order. Chapter 3 of Part 2 makes provision in relation to the database of rogue landlords and property agents. This requires the Secretary of State to establish and operate a database of rogue landlords and property agents. Chapter 4 of Part 2 of the Act makes provision in relation to rent repayment orders. A rent repayment order is an order made by the First-tier Tribunal requiring a landlord to repay a specified amount of rent.

Schedules 1 to 3 make supplemental provision in relation to banning orders.

NOTE AS TO EARLIER COMMENCEMENT REGULATIONS

(This note is not part of the Regulations)

The following provisions of the Housing and Planning Act 2016 are brought into operation by earlier commencement regulations:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Sections 9 to 11	31st October 2016	2016/733
Section 12	3rd November 2017	2017/1052
Section 14(3) and (4) (partially)	3rd November 2017	2017/1052
Section 23(8)	3rd November 2017	2017/1052
Section 26 (partially)	3rd November 2017	2017/1052
Section 33	3rd November 2017	2017/1052
Section 40 to 46 (partially)	6th April 2017	2017/281
Section 47(1) and (2)	6th April 2017	2017/281
Section 47(3)	10th March 2017	2017/281
Section 48 (partially)	6th April 2017	2017/281
Section 49 to 52	6th April 2017	2017/281
Section 53	6th April 2017	2017/281
Sections 54 to 56	6th April 2017	2017/281
Sections 64 and 65	26th May 2016	2016/609
Section 66	13th July 2016	2016/733
Sections 67 and 68	26th May 2016	2016/609

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Sections 80 to 91	1st October 2016	2016/956
Section 92	6th April 2017	2017/75
Sections 93 and 94	3rd February 2017	2017/75
Section 102(2) to (6)	3rd February 2017	2017/75
Section 126 (partially)	10th March 2017	2017/281
Section 126	6th April 2017	2017/281
Sections 128 and 129	6th April 2017	2017/281
Section 131	6th April 2017	2017/281
Section 132	1st October 2016	2016/733
Section 133 to 135	19th March 2018	2018/251
Sections 141 and 142	1st October 2016	2016/733
Sections 143 and 144	13th July 2016	2016/733
Sections 145(1) to 145(4)	1st October 2016	2016/733
Section 145(5)	26th May 2016	2016/609
Sections 146 to 148	1st October 2016	2016/733
Sections 150(4) and 150(5)	13th July 2016	2016/733
Sections 152(2) to 152(4)	13th July 2016	2016/733
Section 154	13th July 2016	2016/733
Section 156	1st October 2016	2016/733
Section 160	6th April 2017	2017/281
Sections 169 and 170	13th July 2016	2016/733
Section 171	1st October 2016	2016/733
Sections 172 to 179	13th July 2016	2016/733
Sections 180 and 181	6th April 2018	2018/251
Section 182	13th July 2016	2016/733
Section 183 (partially)	1st October 2016	2016/956
Section 183 (partially)	3rd February 2017	2017/75
Section 183 (all remaining purposes)	6th April 2017	2017/281
Sections 184 to 189	3rd February 2017	2017/75
Section 190	13th July 2016	2016/733
Section 191	3rd February 2017	2017/75
Section 192 to 195	6th April 2018	2018/251
Section 196(1) to 196(2)(a)	6th April 2018	2018/251
Section 196(3) (partially)	6th April 2017	2017/281

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Sections 197 and 198	6th April 2018	2018/251
Section 199(1)	3rd February 2017	2017/75
Section 199(2) (partially)	3rd February 2017	2017/75
Section 200	3rd February 2017	2017/75
Sections 201 to 206	13th July 2016	2016/733
Schedule 3 – paragraphs 5(3) and 9	3rd November 2017	2017/1052
Schedule 4	6th April 2016	2017/75
Schedule 9 – paragraph 7	10th March 2017	2017/281
Schedule 9 – for all remaining purposes	6th April 2017	2017/281
Schedule 11	1st October 2016	2016/733
Schedule 12 (excluding paragraph 27)	13th July 2016	2016/733
Schedule 14	13th July 2016	2016/733
Schedule 15 – paragraphs 1, 2(1), 2(2), 3(1) and 3(2) (partially)	1st October 2016	2016/956
Schedule 15 – paragraphs 1 to 7 (partially)	3rd February 2017	2017/75
Schedule 15 – paragraph 8	1st October 2016	2016/956
Schedule 15 – paragraphs 1 to 7 (for all remaining purposes)	6th April 2017	2017/281
Schedule 16	13th July 2016	2016/733
Schedule 17	3rd February 2017	2017/75
Schedule 18 – paragraphs 1 to 9	3rd February 2017	2017/75
Schedule 19	13th July 2016	2016/733