

Status: This version of this contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Commonhold and Leasehold Reform Act 2002, Paragraph 17. (See end of Document for details)

SCHEDULES

PROSPECTIVE

SCHEDULE 8

ENFRANCHISEMENT BY COMPANY: AMENDMENTS

- 17 (1) Section 28 (withdrawal from acquisition) is amended as follows.
- (2) In subsection (1), for “participating tenants” substitute “ RTE company ”.
- (3) For subsection (2) substitute—
- “(2) A notice of withdrawal must be given to—
- (a) each person who is the qualifying tenant of a flat contained in the specified premises;
 - (b) the reversioner in respect of the specified premises; and
 - (c) every other relevant landlord who has given to the RTE company a notice under paragraph 7(1) or (4) of Schedule 1.”
- (4) In subsection (4), for the words from “participating tenants” to the end of paragraph (b) substitute “RTE company under subsection (1)—
- (a) the company, and
 - (b) (subject to subsection (5)) every person who is, or has at any time been, a participating member of the company.”.
- (5) In subsection (5)—
- (a) in paragraph (a), for “participating” substitute “ qualifying ”;
 - (b) in paragraph (b), for “tenant in accordance with section 14(4)” substitute “ member of the RTE company ”, and
 - (c) for “shall be construed in accordance with section 14(10)” substitute “ includes an assent by personal representatives, and assignment by operation of law where the assignment is to a trustee in bankruptcy or to a mortgagee under section 89(2) of the Law of Property Act 1925 (c. 20) (foreclosure of leasehold mortgage) ”.
- (6) In subsections (6) and (7), for “nominee purchaser” substitute “ RTE company ”.
- (7) In the sidenote, for “participating tenants” substitute “ RTE company ”.

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