



2016 CHAPTER 22

**PART 5**

Supplementary

*Powers of entry*

**Powers of entry: without warrant**

**78.**—(1) This section applies where a council considers that a survey or examination of any living accommodation is reasonably required for the purpose of enabling or assisting the council to decide—

- (a) whether the living accommodation is an HMO,
- (b) whether to grant, vary or revoke an HMO licence in relation to the living accommodation, or
- (c) whether or how any other function under this Act should be exercised in relation to the living accommodation.

(2) A person authorised in writing by the council may, at any reasonable time, enter the living accommodation for the purpose of carrying out the survey or examination.

(3) Before entering the accommodation, the person must give at least 24 hours' notice of the intention to do so—

- (a) the owner of the accommodation (if known), and
- (b) the occupiers of the accommodation (if any).

(4) The person may not use force in the exercise of the power conferred by this section.

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**Changes to legislation:** There are currently no known outstanding effects for the Houses in Multiple Occupation Act (Northern Ireland) 2016, Section 78. (See end of Document for details)

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(5) The person must produce for inspection the written authorisation mentioned in subsection (2), if requested to do so by the owner or occupier or any person acting on their behalf.

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**Commencement Information**

**II** S. 78 in operation at 1.4.2019 by S.R. 2019/39, **art. 2** (with art. 3)

**Changes to legislation:**

There are currently no known outstanding effects for the Houses in Multiple Occupation Act (Northern Ireland) 2016, Section 78.