

PRIVATE TENANCIES (NORTHERN IRELAND) ORDER 2006

S.I. 2006 1459

EXPLANATORY MEMORANDUM

COMMENTARY ON PROVISIONS

Part Vi Miscellaneous

This Part provides a range of measures necessary to give effect to other provisions of the Order. Amendments to associated legislation are also provided.

Article 62 empowers the Department to issue directions and guidance to district councils in relation to their functions under the Order. For monitoring purposes district councils are also required to provide such information on the exercise of their functions as the Department may require.

Articles 63 and 64 enable the Department and the Housing Executive to publish information for the benefit of private landlords and tenants and to collect information in relation to the private rented sector generally.

Article 65 provides district councils with the power to require the occupier and any person appearing to be the landlord or agent of a dwelling-house to provide written details of their own interest in it and the name and address of any other person known to have an interest. **Article 66** provides that any notice served on a landlord may be served on the landlord's agent or the person who receives the rent and requires an agent to provide the district council with details of the landlord. **Article 67** lists those documents which may be served by being sent by ordinary post.

Article 68 sets out the fines that may be imposed in respect of offences under the Order.

Article 69 extends the Defective Premises (Landlord's Liability) Act (Northern Ireland) 2001 (c.10) to tenancies that were formerly regulated and restricted tenancies under the Rent Order.

Article 70 provides that no agreement may be validly entered into which purports to exclude the provisions of this Order.

Article 71 provides as to the application of the Order to Crown property.

Articles 72 and 73 give the Department power to make regulations for the purposes of the Order and to make such further provision by order as it considers appropriate to carry the Order into effect.

Schedule 1 sets out the method of appointment of the rent officer and rent assessment committees.

Schedule 2 establishes the procedures to be followed by rent assessment committees in considering determinations of rents by the rent officer.

Schedule 3 determines the method of calculating the rates payable for a rental period.

Schedule 4 lists a number of minor and consequential amendments to the Rent Order and other associated legislation.

Schedule 5 repeals various statutory provisions.