



Housing Act 1964

1964 CHAPTER 56

An Act to set up a new body to assist housing societies to provide housing accommodation, to confer powers and duties on local authorities to compel the carrying out of works for the improvement of dwellings which are without all or any of the standard amenities, to amend the law relating to the giving of financial assistance for the improvement of housing accommodation, to make further provision as to the powers and duties of local authorities as respects houses let in lodgings or occupied by more than one family, to amend the provisions of the Clean Air Act 1956 relating to the making of contributions to expenditure incurred in the adaptation of fireplaces in private dwellings, and to amend in other respects the law relating to housing. [16th July 1964]

Annotations:

Modifications etc. (not altering text)

- C1** Functions of the Minister under this Act (except ss. 20(4), 46(7), 51(6)(7), 56(6), Sch. 1 and the giving of general directions under s. 57(6)) now exercisable (W.) by Secretary of State: [S.I. 1965/319](#), art. 2(1), [Sch. 1 Pt. I](#), Pt. II para. 12(2)

PART I

1—12. ^{F1}

Annotations:

Amendments (Textual)

- F1** Pt. I (ss. 1–12) repealed by [Housing \(Consequential Provisions\) Act 1985](#) (c. 71, SIF 61), s. 3, Sch. 1 Pts. I, II

Changes to legislation: There are currently no known outstanding effects for the Housing Act 1964. (See end of Document for details)

PARTS II, III

13— **F2**
44.

Annotations:
.....

Amendments (Textual)
F2 Ss. 13–44 repealed with saving by [Housing Act 1974 \(c. 44\)](#), [Sch. 15](#) and S.I. 1974/1791, [Sch. 2 para. 1](#)

45— **F3**
49.

Annotations:
.....

Amendments (Textual)
F3 Ss. 45–49, 55, 61, 62 repealed by (S.) [Housing \(Financial Provisions\) \(Scotland\) Act 1968 \(c. 31\)](#), [Sch. 10](#) and (E.W.) [Housing Act 1969 \(c. 33\)](#), [Sch. 10](#)

50— **F4**
54.

Annotations:
.....

Amendments (Textual)
F4 Ss. 50–54, 56, 60 repealed by [Housing Act 1969 \(c. 33\)](#), [Sch. 10](#)

55 **F5**

Annotations:
.....

Amendments (Textual)
F5 Ss. 45–49, 55, 61, 62 repealed by (S.) [Housing \(Financial Provisions\) \(Scotland\) Act 1968 \(c. 31\)](#), [Sch. 10](#) and (E.W.) [Housing Act 1969 \(c. 33\)](#), [Sch. 10](#)

56 **F6**

Annotations:
.....

Amendments (Textual)
F6 Ss. 50–54, 56, 60 repealed by [Housing Act 1969 \(c. 33\)](#), [Sch. 10](#)

57 **F7**

Changes to legislation: There are currently no known outstanding effects for the Housing Act 1964. (See end of Document for details)

Annotations:

Amendments (Textual)

F7 Ss. 57, 59 repealed with saving by [Housing Act 1974 \(c. 44\)](#), **Sch. 15** and S.I. 1974/1791, **Sch. 2 para. 2**

58 **F8**

Annotations:

Amendments (Textual)

F8 S. 58 repealed by [Housing \(Scotland\) Act 1966 \(c. 49\)](#), **Sch. 10 Pt. I**

59 **F9**

Annotations:

Amendments (Textual)

F9 Ss. 57, 59 repealed with saving by [Housing Act 1974 \(c. 44\)](#), **Sch. 15** and S.I. 1974/1791, **Sch. 2 para. 2**

60 **F10**

Annotations:

Amendments (Textual)

F10 Ss. 50–54, 56, 60 repealed by [Housing Act 1969 \(c. 33\)](#), **Sch. 10**

61, 62. **F11**

Annotations:

Amendments (Textual)

F11 Ss. 45–49, 55, 61, 62 repealed by (S.) [Housing \(Financial Provisions\) \(Scotland\) Act 1968 \(c. 31\)](#), **Sch. 10** and (E.W.) [Housing Act 1969 \(c. 33\)](#), **Sch. 10**

63 **F12**

Annotations:

Amendments (Textual)

F12 Ss. 63, 105, 108(2), **Sch. 5** repealed by [Statute Law \(Repeals\) Act 1981 \(c. 19\)](#), s. 1(1), **Sch. 1 Pt. VI**

Changes to legislation: There are currently no known outstanding effects for the Housing Act 1964. (See end of Document for details)

PART IV

64— F13
91.

Annotations:

Amendments (Textual)

F13 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, **Sch. 1 Pt. I**

PART V

92 F14

Annotations:

Amendments (Textual)

F14 S. 92 repealed, as respects payments for 1972–3 and subsequent years, by (S.) [Housing \(Financial Provisions\) \(Scotland\) Act 1972 \(c. 46\)](#), s. 79(3), **Sch. 11 Pt. III** and (E.W.) [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 11 Pt. III**

93 F15

Annotations:

Amendments (Textual)

F15 S. 93 repealed, as respects payments for 1972–3 and subsequent years, by (S.) [Housing \(Financial Provisions\) \(Scotland\) Act 1972 \(c. 46\)](#), s. 79(3), **Sch. 8 para. 8(4)**, **Sch. 11 Pt. III** and (E.W.) [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 8 para. 2** Table C, Sch. 11 Pt. III

94 F16

Annotations:

Amendments (Textual)

F16 S. 94 repealed by [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 11 Pt. VI**

Miscellaneous

^{F17}95

Changes to legislation: There are currently no known outstanding effects for the Housing Act 1964. (See end of Document for details)

Annotations:

Amendments (Textual)

F17 S. 95 repealed (27.8.1993) by 1993 c. 11, ss. 67(3), 68(2), **Sch.6**.

96 **F18**

Annotations:

Amendments (Textual)

F18 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, **Sch. 1 Pt. I**

97 (1) **F19**

(2) **F20**

Annotations:

Amendments (Textual)

F19 S. 97(1) repealed, as respects payments for 1972–3 and subsequent years, by [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 11 Pt. III**

F20 S. 97(2) repealed by [Housing \(Financial Provisions\) \(Scotland\) Act 1968 \(c. 31\)](#), **Sch. 10**

98 **F21**

Annotations:

Amendments (Textual)

F21 S. 98 repealed, as respects payments for 1972–3 and subsequent years, by [Housing \(Financial Provisions\) \(Scotland\) Act 1972 \(c. 46\)](#), s. 79(3), **Sch. 11 Pt. III**

99 **F22**

Annotations:

Amendments (Textual)

F22 Ss. 99, 101(2) repealed by [Housing \(Financial Provisions\) \(Scotland\) Act 1968 \(c. 31\)](#), **Sch. 10**

100 **Amendment of s. 10(1) of Scottish Act of 1957.**

Section 10 of the Scottish Act of 1957 (which empowers a local authority to make a town development scheme for the carrying out of development in conjunction with any housing accommodation proposed to be provided in their district in pursuance

Changes to legislation: There are currently no known outstanding effects for the Housing Act 1964. (See end of Document for details)

of arrangements such as are mentioned in section 8(1) of that Act) shall empower a local authority to include in a town development scheme proposals for the carrying out of development in conjunction with any housing accommodation already provided in their district in pursuance of any such arrangements,

F23

Annotations:

Amendments (Textual)

F23 Words amend [Housing and Town Development \(Scotland\) Act 1957 \(c. 38\), s. 10\(1\)](#)

[F24]101 †Power to counties and large burghs in Scotland to contribute towards expense of housing elderly, infirm or handicapped persons.

(1) [F25 A regional or islands council]in Scotland may make any contribution they think fit towards expenditure incurred by a local authority in connection with—

- (a) the provision, maintenance and management, under the [F26M1Housing (Scotland) Act 1966], of housing accommodation for elderly, infirm or handicapped persons; and
- (b) the exercise, in relation to housing accommodation so provided, or for the benefit of persons occupying such accommodation, of any of their functions under section [F26139, 140 or 141].

(2) F27]

Annotations:

Amendments (Textual)

F24 S. 101 repealed (S.) by [Housing \(Scotland\) Act 1987 \(c. 26, SIF 61\), ss. 335, 339\(3\), Sch. 24](#)

F25 Words substituted by [Local Government \(Scotland\) Act 1973 \(c. 65\), Sch. 12 para. 5](#)

F26 Words substituted by virtue of [Housing \(Scotland\) Act 1966 \(c. 49\), s. 212\(5\)](#)

F27 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\), s. 3, Sch. 1 Pt. I](#)

Modifications etc. (not altering text)

C2 Unreliable marginal note.

Marginal Citations

M1 1966 c. 49.

102, F28
103.

Annotations:

Amendments (Textual)

F28 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\), s. 3, Sch. 1 Pt. I](#)

Changes to legislation: There are currently no known outstanding effects for the Housing Act 1964. (See end of Document for details)

Supplemental

104 **F29**

Annotations:

Amendments (Textual)

F29 S. 104 repealed by [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 11 Pt. VI**

105 **F30**

Annotations:

Amendments (Textual)

F30 Ss. 63, 105, 108(2), Sch. 5 repealed by [Statute Law \(Repeals\) Act 1981 \(c. 19\)](#), s. 1(1), **Sch. 1 Pt. VI**

106 **F31**

Annotations:

Amendments (Textual)

F31 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, **Sch. 1 Pt. I**

107 General application to Scotland.

The provisions of this section shall, in addition to any express provision for the application to Scotland of any provision of this Act, have effect for the general application of this Act to Scotland, that is to say—

- (a) for any reference in this Act to a mortgage, a mortgagor or a mortgagee there shall be substituted respectively a reference to a heritable security, a debtor in a heritable security and the creditor in a heritable security;
- (b) “heritable security” has the same meaning in this Act as in the ^{M2}[Conveyancing \(Scotland\) Act 1924](#) except that it includes a security constituted by ex facie absolute disposition or assignation;
- (c) **F32**
- (d) **F33**

Annotations:

Amendments (Textual)

F32 S. 107(c) repealed by [Rent \(Scotland\) Act 1971 \(c. 28\)](#), **Sch. 20**

F33 S. 107(d)–(f) repealed by [Housing \(Scotland\) Act 1966 \(c. 49\)](#), **Sch. 10 Pt. I**

Changes to legislation: There are currently no known outstanding effects for the Housing Act 1964. (See end of Document for details)

Marginal Citations

M2 1924 c. 27.

108 Short title, citation, repeals, extent and commencement.

- (1) This Act may be cited as the Housing Act 1964, and—
- (a)^{F34}
 - (b) the Housing (Scotland) Acts 1950 to 1962 and this Act may be cited together as the Housing (Scotland) Acts 1950 to 1964.
- (2)^{F35}
- (3) This Act, . . .^{F36}, shall not extend to Northern Ireland.
- (4)^{F37}, this Act shall come into force at the expiration of the period of one month beginning with the date on which it is passed.
- (5)

Annotations:

Amendments (Textual)

- F34** Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61), s. 3, **Sch. 1 Pt. I**
- F35** Ss. 63, 105, 108(2), Sch. 5 repealed by Statute Law (Repeals) Act 1981 (c. 19), s. 1(1), **Sch. 1 Pt. VI**
- F36** Words repealed by House of Commons Disqualification Act 1975 (c. 24), **Sch. 3**
- F37** Words repealed by Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61), s. 3, **Sch. 1 Pt. I**

Changes to legislation: There are currently no known outstanding effects for the Housing Act 1964. (See end of Document for details)

SCHEDULES

SCHEDULES 1—

4.
F38

Annotations:

Amendments (Textual)

F38 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1—4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, **Sch. 1 Pt. I**

SCHEDULE

5.
F39

Annotations:

Amendments (Textual)

F39 Ss. 63, 105, 108(2), Sch. 5 repealed by [Statute Law \(Repeals\) Act 1981 \(c. 19\)](#), s. 1(1), **Sch. 1 Pt. VI**

Changes to legislation:

There are currently no known outstanding effects for the Housing Act 1964.