



# Housing Act 1974

## 1974 CHAPTER 44

### PART II

#### REGISTRATION OF HOUSING ASSOCIATIONS

#### **18 Special rules applicable to tenancies of registered and certain other housing associations.**

<sup>F1</sup>(1) .....

<sup>F1</sup>(2) If at any time, by virtue of [<sup>F2</sup>section 5(4) of the Rent (Scotland) Act 1984], a tenancy ceases to be one to which . . . <sup>F3</sup>, or sections 60 to 66 of the <sup>M1</sup>Housing (Financial Provisions) (Scotland) Act 1972 apply, and becomes a protected tenancy for the purposes of . . . <sup>F3</sup>, or of the <sup>M2</sup>Rent (Scotland) Act 1971, that tenancy shall be a regulated tenancy and the housing association which is the landlord under that tenancy shall give notice in writing to the tenant, . . . <sup>F4</sup>, informing him that his tenancy is no longer excluded from protection under . . . <sup>F3</sup> or the Rent (Scotland) Act 1971.

(3) If, without reasonable excuse, a housing association fails to give notice to a tenant under subsection (2) above within the period of 21 days beginning on the day on which his tenancy becomes a protected tenancy, the association shall be liable on summary conviction to a fine not exceeding [<sup>F5</sup>level 3 on the standard scale].

(4) Where an offence under subsection (3) above committed by a body corporate is proved too have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any director, manager or secretary or other similar officer of the body corporate or any person who was purporting to act in any such capacity, he as well as the body corporate shall be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

<sup>F6</sup>(5) .....

(6) The provisions of Schedule 3 to this Act shall have effect for supplementing this section, and Part I of that Schedule shall come into force on the passing of this Act.]

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*Changes to legislation: There are currently no known outstanding effects  
for the Housing Act 1974, Section 18. (See end of Document for details)*

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#### Textual Amendments

- F1** Pt. II (ss. 13–28) repealed (except s. 18(2)–(6) for Scotland) by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, Sch. 1 Pts. I, **II**
- F2** Words substituted (S.) by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 4, **Sch. 2 para. 25**
- F3** Words repealed by [Rent Act 1977 \(c. 42\)](#), **Sch. 25**
- F4** Words repealed by [Tenants' Rights, Etc. \(Scotland\) Act 1980 \(c. 52, SIF 61\)](#), s. 84, **Sch. 5**
- F5** Words substituted (S.) by virtue of [Criminal Procedure \(Scotland\) Act 1975 \(c. 21, SIF 39:1\)](#), **ss. 289F, 289G**
- F6** 18(5) repealed (S.) by [Tenants' Rights, Etc. \(Scotland\) Act 1980 \(c. 52, SIF 61\)](#), s. 84, **Sch. 5**

#### Marginal Citations

- M1** 1972 c. 46.
- M2** 1971 c. 28.

**Changes to legislation:**

There are currently no known outstanding effects for the Housing Act 1974, Section 18.