

Changes to legislation: There are currently no known outstanding effects for the Rent Act 1977, Paragraph 5. (See end of Document for details)

SCHEDULES

SCHEDULE 1

STATUTORY TENANCIES

PART I

STATUTORY TENANTS BY SUCCESSION

Modifications etc. (not altering text)

- C1** Sch. 1 Pt. I: by [Housing Act 1988 \(c. 50, SIF 75:1\)](#), s. 39(3) it is provided that where s. 39(2) of the 1988 Act does not apply but the person who is the first successor, within the meaning of Part I of Sch. 1 of this Act, dies after the commencement of that 1988 Act, Part I shall have effect subject to the amendments in paras. 5 to 9 of Part I of Sch. 4 of that 1988 Act

- 5 If, immediately before his death, the first successor was still a statutory tenant, paragraph 6 [^{F1}below shall have effect], for the purpose of determining who is [^{F2}entitled]^{F3}—
- (a) in the case of a dwelling-house in England,] to an assured tenancy of the dwelling-house by succession]^{F4}, or
 - (b) in the case of a dwelling-house in Wales, to a secure contract of the dwelling-house by succession] after the death of the first successor.

Textual Amendments

- F1** Words substituted by [Housing Act 1988 \(c. 50, SIF 61\)](#), s. 39(2), [Sch. 4 Pt. I para. 5\(a\)](#)(in application as mentioned in s. 39(2)(3))
- F2** Words substituted by [Housing Act 1988 \(c. 50, SIF 61\)](#), s. 39(2), [Sch. 4 Pt. I para. 5\(b\)](#)(in application as mentioned in s. 39(2)(3))
- F3** [Sch. 1 para. 5\(a\)](#) inserted (18.5.2023) by [The Renting Homes \(Wales\) Act 2016 \(Consequential Amendments\) Regulations 2023 \(S.I. 2023/550\)](#), regs. 1, [2\(4\)\(b\)\(i\)](#)
- F4** [Sch. 1 para. 5\(b\)](#) and word inserted (18.5.2023) by [The Renting Homes \(Wales\) Act 2016 \(Consequential Amendments\) Regulations 2023 \(S.I. 2023/550\)](#), regs. 1, [2\(4\)\(b\)\(ii\)](#)

Modifications etc. (not altering text)

- C1** [Sch. 1 para. 5](#) modified (1.10.1997) by [1996 c. 27, ss. 53, 63\(4\)](#), [Sch. 7 Pt. II para. 8\(3\)](#) (with [Sch. 9 paras. 8, 9, 10](#)); [S.I. 1997/1892, art. 3\(1\)\(a\)](#)

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