



Housing Associations Act 1985

1985 CHAPTER 69

PART II

HOUSING ASSOCIATION FINANCE

Arrangements with local authorities

[^{F1}58 Powers of local authorities to promote and assist housing associations: England and Wales.

- (1) A local authority may promote the formation or extension of a housing association.
- (2) A local authority may for the assistance of a housing association subscribe for share or loan capital of the association.
- (3) A local authority may make a loan to an unregistered self-build society for the purpose of enabling it to meet the whole or part of the expenditure incurred, or to be incurred by it, in carrying out its objects.
- (4) This section does not apply where the housing association is^{F2}—
 - (a) a private registered provider of social housing, or
 - (b)] a registered social landlord (for which corresponding provision is made by section 22 of the Housing Act 1996).]

Textual Amendments

- F1** S. 58 substituted (1.10.1996) by S.I. 1996/2325, art. 5(1), **Sch. 2 para. 15(22)**
- F2** Words in s. 58(4) inserted (1.4.2010) by **The Housing and Regeneration Act 2008 (Consequential Provisions) Order 2010** (S.I. 2010/866), art. 1(2), **Sch. 2 para. 42** (with art. 6, Sch. 3)

Modifications etc. (not altering text)

- C1** S. 58 excluded (1.10.1996) by **1985 c. 69, s. 58(4)** (as substituted by S.I. 1996/2325, art. 5(1), **Sch. 2 para. 15(22)**)

Changes to legislation: There are currently no known outstanding effects for the Housing Associations Act 1985, Cross Heading: Arrangements with local authorities. (See end of Document for details)

[^{F3}59 Powers of local authorities to promote and assist housing associations: Scotland.

- (1) A local authority ^{F4} . . . may promote the formation or extension of or, subject to section 60 (assistance restricted to registered housing associations), assist a housing association whose objects include the erection, improvement or management of housing accommodation.
- (2) A local authority ^{F4} . . . may, with the consent of and subject to any regulations or conditions made or imposed by the Secretary of State, for the assistance of such an association—
 - (a) make grants or loans to the association,
 - (b) subscribe for share or loan capital of the association, or
 - (c) guarantee or join in guaranteeing the payment of the principal of, and interest on, money borrowed by the association (including money borrowed by the issue of loan capital) or of interest on share capital issued by the association, on such terms and conditions as to rate of interest and repayment or otherwise and on such security as the local authority ^{F4} . . . think fit.
- (3) A term of an agreement for such a grant or loan is void if it purports to relate to the rent payable in respect of a house to which the agreement relates or the contributions payable towards the cost of maintaining such a house.
- (4) Regulations under this section shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

[Sections 6, 15, 320 and 329 of the Housing (Scotland) Act 1987 (general provisions ^{F5}(5) with respect to housing functions of local authorities etc.) apply in relation to this section and section 61, as they apply in relation to the provisions of that Act.]]

Textual Amendments

F3 S. 59 repealed (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 11(4)**, S.S.I. 2001/336, art. 2(3), **Sch. Pt. II** Table (subject to transitional provisions and savings in art. 3)

F4 Words in s. 59(1)(2) repealed (1.4.1996) by 1994 c. 39, s. 180(1)(2), Sch. 13 para. 143(2), **Sch. 14**; S.I. 1996/323, art. 4(1)(c)(d), **Sch. 2**

F5 S. 59(5) added by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2), **Sch. 23 para. 31(7)**

^{F6}60

Textual Amendments

F6 S. 60 repealed (E.W.) (1.10.1996) by S.I. 1996/2325, art. 4(1), **Sch. 1 Pt. I** (with art. 4(2)(3)) and repealed (S.) (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 11(4)**; S.S.I. 2001/336, art. 2(3), **Sch. Pt. II** Table (subject to transitional provisions and savings in art. 3)

[^{F7}61 Power of local housing authority to supply furniture to housing association tenants.

- (1) A local housing authority may sell, or supply under a hire-purchase agreement, furniture to the occupants of houses provided by a housing association under arrangements made with the authority, and may buy furniture for this purpose.

Changes to legislation: There are currently no known outstanding effects for the Housing Associations Act 1985, Cross Heading: Arrangements with local authorities. (See end of Document for details)

(2) In this section “hire-purchase agreement” means a hire-purchase agreement or conditional sale agreement within the meaning of the ^{M1}Consumer Credit Act 1974.

[This section does not apply where the housing association is [^{F9}—
^{F8}(3) (a) a private registered provider of social housing, or
(b)] a registered social landlord (for which corresponding provision is made by section 22 of the Housing Act 1996).]]

Textual Amendments

- F7** S. 61 repealed (S.) (1.11.2001) by 2001 asp 10, s. 112, **Sch. 10 para. 11(4)**; S.S.I. 2001/336, art. 2(3), **Sch. Pt. II** Table (subject to transitional provisions and savings in art. 3)
- F8** S. 61(3) inserted (E.W.) (1.10.1996) by S.I. 1996/2325, art. 5(1), **Sch. 2 para. 15(23)**
- F9** Words in s. 61(3) inserted (1.4.2010) by The Housing and Regeneration Act 2008 (Consequential Provisions) Order 2010 (S.I. 2010/866), art. 1(2), **Sch. 2 para. 43** (with art. 6, Sch. 3)

Marginal Citations

- M1** 1974 c. 39.

62 ^{F10}

Textual Amendments

- F10** S. 62 repealed (with saving) by Housing Act 1988 (c. 50, SIF 61), s. 140(2), **Sch. 18**: S.I. 1989/404, **art. 3(d)**

63— ^{F11}

66.

Textual Amendments

- F11** Ss. 63–66 repealed by Building Societies Act 1986 (c. 53, SIF 16), ss. 54(3)(a)(5), 119(5), 120(1)(2), Sch. 18 Pt. I para. 19(2), **Sch. 19 Pt. I** (and s. 64(4) is also expressed to be repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt.XIV** Gp. 2).

Changes to legislation:

There are currently no known outstanding effects for the Housing Associations Act 1985, Cross
Heading: Arrangements with local authorities.