

*Status: Point in time view as at 13/07/2016.*

*Changes to legislation: Housing Act 1988, Cross Heading: Open spaces is up to date with all changes known to be in force on or before 12 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 10

#### HOUSING ACTION TRUSTS: LAND

##### PART II

##### LAND: SUPPLEMENTARY

##### *Open spaces*

- 7 (1) Any land being, or forming part of, a common, open space or fuel or field garden allotment, which has been vested in or acquired by a housing action trust for the purposes of Part III of this Act may be used by the trust, or by any other person, in any manner in accordance with planning permission, notwithstanding anything in any enactment relating to land of that kind, or in any enactment by which the land is specially regulated.
- (2) Nothing in this paragraph shall be construed as authorising any act or omission on the part of any person which is actionable at the suit of any person on any grounds other than contravention of any such enactment as is mentioned in sub-paragraph (1) above.
- [<sup>F1</sup>(3) Nothing in this paragraph shall be construed as authorising any act or omission on the part of a housing action trust, or of any body corporate, in contravention of any limitation imposed by law on its capacity by virtue of the constitution of the trust or body.]

#### Textual Amendments

- F1** Sch. 10 para. 7(3) substituted (13.7.2016) by [Housing and Planning Act 2016 \(c. 22\), s. 216\(3\)](#), [Sch. 19 para. 7\(4\)](#); S.I. 2016/733, reg. 3(m)

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