



# Housing Grants, Construction and Regeneration Act 1996

## 1996 CHAPTER 53

### PART II

#### CONSTRUCTION CONTRACTS

##### *Introductory provisions*

#### **106 Provisions not applicable to contract with residential occupier.**

- (1) This Part does not apply—
- (a) to a construction contract with a residential occupier (see below), [<sup>F1</sup>or
  - (b) to any other description of construction contract excluded from the operation of this Part by order of the Secretary of State.]

- (2) A construction contract with a residential occupier means a construction contract which principally relates to operations on a dwelling which one of the parties to the contract occupies, or intends to occupy, as his residence.

In this subsection “dwelling” means a dwelling-house or a flat; and for this purpose—  
“dwelling-house” does not include a building containing a flat; and  
“flat” means separate and self-contained premises constructed or adapted for use for residential purposes and forming part of a building from some other part of which the premises are divided horizontally.

- (3) The Secretary of State may by order amend subsection (2).
- (4) No order under this section shall be made unless a draft of it has been laid before and approved by a resolution of each House of Parliament.

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**Changes to legislation:** There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Section 106. (See end of Document for details)

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### Textual Amendments

- F1** S. 106(1)(b) repealed (18.6.2011 for E.W. for specified purposes, 24.6.2011 for S., 24.6.2011 for E.W. for specified purposes, 1.10.2011 for E.W. in so far as not already in force) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), ss. 138(2), 146(3), 148(8), 149, [Sch. 7 Pt. 5](#) (with s. 149(3)(4)); S.I. 2011/1514, arts. 2, 3; S.S.I. 2011/269, art. 2; S.I. 2011/1569, art. 2; S.I. 2011/1582, art. 2; S.I. 2011/1597, arts. 2, 3

### Commencement Information

- I1** S. 106 wholly in force; s. 106 not in force at Royal Assent see s. 150; s. 106 in force for certain purposes at 11.9.1996 by [S.I. 1996/2352, art. 2\(2\)](#); s. 106 in force insofar as not already in force at 1.5.1998 by (E.W.) [S.I. 1998/650, art. 2](#) and (S.) [S.I. 1998/894, art. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Section 106.