

## SCHEDULES

### SCHEDULE 7

#### RIGHT TO MANAGE: STATUTORY PROVISIONS

##### *Service charges to be held in trust*

- 11 (1) Sections 42 to 42B of the 1987 Act (service charge contributions to be held in trust and in designated account) have effect with the modifications provided by this paragraph.
- (2) References to the payee are to the RTM company.
- (3) The definition of “tenant” in section 42(1) does not apply.
- (4) References to a tenant of a dwelling include a person who is landlord under a lease of the whole or any part of the premises.
- (5) The reference in section 42(2) to sums paid to the payee by the contributing tenants by way of relevant service charges includes payments made to the RTM company under section 94 or 103 of this Act.
- (6) Section 42A(5) applies as if paragraph (a) were omitted and the person referred to in paragraph (b) were a person who receives service charges on behalf of the RTM company.