



Housing Act 2004

2004 CHAPTER 34

PART 7

SUPPLEMENTARY AND FINAL PROVISIONS

Residential property tribunals

231 Appeals from residential property tribunals

- (1) A party to proceedings before a residential property tribunal may appeal to the [^{F1}Upper Tribunal] from a decision of the residential property tribunal.
- [^{F2}(2) But the appeal may only be made with the permission of the residential property tribunal or the Upper Tribunal.]
- (3) On the appeal—
 - (a) the [^{F3}Upper Tribunal] may exercise any power which was available to the residential property tribunal, and
 - (b) a decision of the [^{F3}Upper Tribunal] may be enforced in the same way as a decision of the residential property tribunal.
- [^{F4}(4) Section 65A of the Rent Act 1977 (right of appeal from a rent assessment committee in Wales) does not apply to a decision of a residential property tribunal.]
- (5) [^{F5}.....]

Textual Amendments

- F1** Words in s. 231(1) substituted (1.6.2009) by [Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 5(1)(2), **Sch. 1 para. 276(a)** (with Sch. 5)
- F2** S. 231(2) substituted (1.6.2009) by [Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 5(1)(2), **Sch. 1 para. 276(b)** (with Sch. 5)

Changes to legislation: Housing Act 2004, Section 231 is up to date with all changes known to be in force on or before 17 September 2023. 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) View outstanding changes

- F3** Words in s. 231(3) substituted (1.6.2009) by [Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 5(1)(2), **Sch. 1 para. 276(a)** (with Sch. 5)
- F4** S. 231(4) substituted (1.7.2013) by [The Transfer of Tribunal Functions Order 2013 \(S.I. 2013/1036\)](#), art. 1, **Sch. 1 para. 175** (with Sch. 3)
- F5** S. 231(5) omitted (1.6.2009) by virtue of [Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 5(1)(2), **Sch. 1 para. 276(c)** (with Sch. 5)

Modifications etc. (not altering text)

- C1** S. 231 excluded by [Housing Act 1985 \(c. 68\)](#), Sch. 5 para. 11(5B) (as inserted (4.7.2005 (E.) and prosp. (W.)) by [Housing Act 2004 \(c. 34\)](#), **ss. 181(3)**, 270(4)(5)(c)); S.I. 2005/1729, **art. 2(a)** (subject to art. 3)

Commencement Information

- I1** S. 231 wholly in force at 16.6.2006; s. 231 not in force at Royal Assent see s. 270(4)(5); s. 231 in force for E. at 4.7.2005 by S.I. 2005/1729, **art. 2(a)** (subject to art. 3); s. 231 in force for W. at 16.6.2006 by S.I. 2006/1535, **art. 2(a)** (with Sch.)

Changes to legislation:

Housing Act 2004, Section 231 is up to date with all changes known to be in force on or before 17 September 2023. 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.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act savings and transitional provisions for amendments by S.I. 2022/1166 by [S.I. 2022/1172 Regulations](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 66(1A) inserted by [2016 c. 22 s. 125\(3\)\(a\)](#)
- s. 66(3A)(3B) inserted by [2016 c. 22 s. 125\(3\)\(c\)](#)
- s. 89(1A) inserted by [2016 c. 22 s. 125\(6\)\(a\)](#)
- s. 89(3A)(3B) inserted by [2016 c. 22 s. 125\(6\)\(c\)](#)
- s. 139(7A)(7B) inserted by [2016 c. 22 s. 127\(3\)](#)