

HOUSING AND REGENERATION ACT 2008

EXPLANATORY NOTES

STRUCTURE OF THE ACT

Part 2 – Regulation of Social Housing

Chapter 3 - Registration

Eligibility

Section 113 - Local authority non-registrable bodies

- 238. This section sets out the exceptions to section 112(1).
- 239. *Subsection (2)* specifies that local housing authorities, as defined in section 1 of the Housing Act 1985, are not eligible for registration.
- 240. *Subsection (3)* specifies that county councils are not eligible for registration.
- 241. *Subsection (4)* specifies that a person controlled by an authority that is within subsections (2) or (3) is not eligible for registration.
- 242. *Subsection (5)* gives the Secretary of State the power to make regulations defining when a person is controlled by an authority for the purposes of subsection (4).
- 243. *Subsection (6)* provides that the definition of person controlled by a local authority may be expressed by reference to a document identified in regulations under section 21(2) (b) of the Local Government Act 2003.