

HOUSING AND REGENERATION ACT 2008

EXPLANATORY NOTES

STRUCTURE OF THE ACT

Part 2 – Regulation of Social Housing

Chapter 6 – Regulatory powers

Monitoring

Section 204 - Performance information

598. Subsection (1) gives the regulator a power to require a registered provider to prepare an annual report containing an assessment of its performance in relation to any standards the regulator has set under sections 193 and 194, and to send that report to the regulator within a specified period.
599. Subsection (2) provides that the regulator can specify in detail what the reports prepared by registered providers must cover.
600. *Subsection (3)* specifies that it is an offence not to comply with a requirement made by the regulator under this section without a reasonable excuse.
601. *Subsection (4)* provides that the penalty for any person found guilty of that offence on summary conviction will be a fine of up to level 5 (currently £5000) on the standard scale.
602. *Subsection (5)* provides that proceedings for an offence under this section may only be brought by or with the consent of either the regulator or the Director of Public Prosecutions.