

SCHEDULES

SCHEDULE 11

POSSESSION ORDERS RELATING TO CERTAIN TENANCIES

PART 1

AMENDMENTS TO THE HOUSING ACTS OF 1985, 1988 AND 1996

Housing Act 1988 (c. 50)

- 6 (1) Section 5 (security of tenure) is amended as follows.
- (2) For subsection (1) substitute—
- “(1) An assured tenancy cannot be brought to an end by the landlord except by—
- (a) obtaining—
 - (i) an order of the court for possession of the dwelling-house under section 7 or 21, and
 - (ii) the execution of the order,
 - (b) obtaining an order of the court under section 6A (demotion order), or
 - (c) in the case of a fixed term tenancy which contains power for the landlord to determine the tenancy in certain circumstances, by the exercise of that power,
- and, accordingly, the service by the landlord of a notice to quit is of no effect in relation to a periodic assured tenancy.
- (1A) Where an order of the court for possession of the dwelling-house is obtained, the tenancy ends when the order is executed.”
- (3) In subsection (2)(a) after “court” insert “of the kind mentioned in subsection (1)(a) or (b) or any other order of the court”.