Housing and Regeneration Act 2008

2008 CHAPTER 17

PART 2

REGULATION OF SOCIAL HOUSING

CHAPTER 3

REGISTRATION

Procedure

121 Appeal

(1) A body may appeal to the High Court against a decision of the regulator—

(a) to refuse to register it,

(b) to de-register it **[**[F1]under section 118(1)**]**, [F2]...

(c) to refuse to de-register it,

[[F3](d) to designate it as a non-profit organisation or as a profit-making organisation (as the case may be), or

(e) to change its registered designation.**]**

[[F4](1A) An appeal under this section must be brought within the period of 28 days beginning with the day on which the body is notified of the decision it is appealing.**]**

(2) The regulator shall not de-register a body **[**[F5]during the appeal period**]**.

[[F6](2A) The "appeal period" means—

(a) where an appeal is brought, the period beginning with the day on which notice of the decision appealed against is given and ending with the day on which the appeal is finally determined or withdrawn, and

(b) otherwise, the period during which an appeal could be brought.

Changes to legislation: *Housing and Regeneration Act 2008, Section 121 is up to date with all changes known to be in force on or before 29 June 2024. 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*

(2B) Subsections (1A) to (2A) do not apply to a decision of the regulator to de-register a body under section 118(1)(c).**]**

(3) The Secretary of State may by order provide for the First-tier Tribunal to have jurisdiction under this section instead of the High Court.

Textual Amendments

F1 Words in s. 121(1)(b) inserted (20.9.2023) by Social Housing (Regulation) Act 2023 (c. 36), s. 46(3), **Sch. 4 para. 5(2)(a)**; S.I. 2023/1001, reg. 2(x)

F2 Word in s. 121(1)(b) omitted (20.9.2023) by virtue of Social Housing (Regulation) Act 2023 (c. 36), s. 46(3), **Sch. 4 para. 5(2)(b)**; S.I. 2023/1001, reg. 2(x)

F3 S. 121(1)(d)(e) inserted (20.9.2023) by Social Housing (Regulation) Act 2023 (c. 36), s. 46(3), **Sch. 4 para. 5(2)(c)**; S.I. 2023/1001, reg. 2(x)

F4 S. 121(1A) inserted (20.9.2023) by Social Housing (Regulation) Act 2023 (c. 36), s. 46(3), **Sch. 4 para. 5(3)**; S.I. 2023/1001, reg. 2(x)

F5 Words in s. 121(2) substituted (20.9.2023) by Social Housing (Regulation) Act 2023 (c. 36), s. 46(3), **Sch. 4 para. 5(4)**; S.I. 2023/1001, reg. 2(x)

F6 S. 121(2A)(2B) inserted (20.9.2023) by Social Housing (Regulation) Act 2023 (c. 36), s. 46(3), **Sch. 4 para. 5(5)**; S.I. 2023/1001, reg. 2(x)

Commencement Information

I1 S. 121 in force at 1.4.2010 by S.I. 2010/862, **art. 2** (with Sch.)

Changes to legislation:
Housing and Regeneration Act 2008, Section 121 is up to date with all changes known to be in force on or before 29 June 2024. 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.
View outstanding changes

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:
Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 14(6A) inserted by 2023 c. 55 s. 138
- s. 251(1)(c) and word inserted by 2023 c. 36 s. 31(7)
- s. 251(1)(ab)(ac) inserted by 2023 c. 36 s. 10(6)