



Social Housing (Regulation) Act 2023

2023 CHAPTER 36

Registered providers: insolvency, restructuring etc

PROSPECTIVE

20 Notification of change of control

- (1) The Housing and Regeneration Act 2008 is amended as follows.
- (2) Before section 169D (and the heading immediately before it) insert—

“Notification of change of control

169CB Application of rules about notification of change of control

This group of sections does not apply to local authorities.

169CC Change in board members

- (1) A registered provider must notify the regulator if—
 - (a) the board members of the registered provider change (whether as a result of an appointment or removal of a board member or for any other reason), and
 - (b) following that change, any of the circumstances described in subsection (2) arise.
- (2) The circumstances are that—
 - (a) the number of board members of the provider has increased by more than 50% since the beginning of the relevant period;
 - (b) the number of board members of the provider has decreased by more than 50% since the beginning of the relevant period;

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Social Housing (Regulation) Act 2023, Section 20. (See end of Document for details)

- (c) more than 50% of the board members of the provider are persons who were not board members of the provider at the beginning of the relevant period.
- (3) For the purposes of this section, the “board members” of a registered provider are—
- (a) in the case of a registered charity which is not a registered company, its charity trustees within the meaning given by section 177 of the Charities Act 2011;
 - (b) in the case of a registered society, the members of its committee within the meaning given by section 149 of the Co-operative and Community Benefit Societies Act 2014;
 - (c) in the case of a registered company, its directors within the meaning given by section 250 of the Companies Act 2006;
 - (d) in the case of a limited liability partnership, its members.
- (4) For the purposes of this section, “the relevant period” is—
- (a) the period of 12 months ending with the day on which the change mentioned in subsection (1)(a) takes effect (“the 12 month period”), or
 - (b) if the registered provider was not a registered provider throughout the 12 month period, the period—
 - (i) beginning with the day (or, if more than one, the latest day) in the 12 month period on which it became a registered provider, and
 - (ii) ending with the day on which the change mentioned in subsection (1)(a) takes effect.

169CD Change in subsidiary status

A registered provider must notify the regulator each time—

- (a) it becomes a subsidiary of a person, or
- (b) it ceases to be a subsidiary of a person.”

Commencement Information

II S. 20 not in force at Royal Assent, see [s. 46\(3\)](#)

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Social Housing (Regulation) Act 2023, Section 20.