
WELSH STATUTORY INSTRUMENTS

2013 No. 1469

**The Housing and Regeneration Act 2008
(Commencement No. 3 and Transitional, Transitory
and Saving Provisions) (Wales) Order 2013**

Existing agreements: transitional disapplication of certain terms and obligations

- 5.—(1) Sections 1(2) to (9) and 2(2) to (4) of the 1983 Act do not apply to an existing agreement.
- (2) In relation to an existing agreement—
- (i) where proceedings are commenced before the appointed day in which termination of the agreement is at issue, paragraphs 3 and 4 (termination) of Chapter 3, or paragraphs 3 to 6 of Chapter 4, of Part 1 of Schedule 1 to the 1983 Act (whichever is applicable in the particular case) do not apply;
 - (ii) paragraph 8 (re-siting of mobile home) of Chapter 4 of Part 1 of that Schedule does not apply to a requirement that the occupier's right to station the mobile home is exercisable for any period in relation to another pitch where the requirement is made before the appointed day;
 - (iii) paragraph 15(2) and (6) to (11) (pitch fee) of Chapter 4 of Part 1 of that Schedule does not apply in relation to the first pitch fee review under that agreement where the pitch fee review date for that review is within 28 days of the appointed day;
 - (iv) paragraph 16 (pitch fee) of Chapter 4 of Part 1 of that Schedule does not apply where works relating to an improvement were carried out before the appointed day;
 - (v) paragraph 19(c) and (d) (occupier's obligations) of Chapter 4 of Part 1 of that Schedule may not be enforced in relation to any breach of the agreement which occurs within 3 months of the appointed day;
 - (vi) paragraph 19(e) (occupier's obligations) of Chapter 4 of Part 1 of that Schedule does not apply in relation to costs and expenses incurred before the appointed day;
 - (vii) paragraph 20(f) (owner's obligations) of Chapter 4 of Part 1 of that Schedule does not apply where works relating to the improvements start before, or within the period of 28 days beginning with, the appointed day; and
 - (viii) paragraph 20(g) (owner's obligations) of Chapter 4 of Part 1 of that Schedule does not apply in relation to any matter which arises before, or within the period of 28 days beginning with, the appointed day.