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**Changes to legislation:** There are currently no known outstanding effects for the Renting Homes (Fees etc.) (Wales) Act 2019, Paragraph 11. (See end of Document for details)

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## SCHEDULE 2

### TREATMENT OF HOLDING DEPOSIT

#### *Supplemental provision about exceptions in paragraphs 8 to 10*

- 11 (1) The exceptions specified in paragraphs 8, 9 and 10 may not be relied upon unless the condition in sub-paragraph (2) is met.
- (2) The condition is that, before payment of the holding deposit, information within sub-paragraph (3) has been provided to the contract-holder by either the landlord or (if one has been instructed by the landlord in relation to the contract) the letting agent.
- (3) Information within this sub-paragraph is information specified in, or of a description specified in, regulations.
- (4) Information is not to be treated as having been provided to the contract-holder, for the purposes of sub-paragraph (1), unless it has been provided in whatever way (if any) is specified in the regulations.
- (5) In a case where a landlord has instructed a letting agent in relation to a contract, the exception in paragraph 9 may, in addition, not be relied upon unless the agent takes all reasonable steps to assist the landlord to enter into a contract before the deadline for agreement.

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#### **Commencement Information**

- 11** Sch. 2 para. 11 in force at 1.9.2019 by S.I. 2019/1150, art. 2(d)

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