

Status: Point in time view as at 12/02/1997.

Changes to legislation: Leasehold Reform, Housing and Urban Development Act 1993, Cross Heading: Flats etc. let under secure tenancies is up to date with all changes known to be in force on or before 21 May 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)

SCHEDULES

SCHEDULE 9

GRANT OF LEASES BACK TO FORMER FREEHOLDER

Extent Information

E1 Sch. 9 wholly in force at 1.11.1993 see s. 188(2) and S.I. 1993/2134, art. 5

PART II

MANDATORY LEASEBACK

Flats etc. let under secure tenancies

- 2 (1) This paragraph applies where immediately before the appropriate time any flat [^{F1}falling within sub-paragraph (1A)] is let under a secure tenancy [^{F2}or an introductory tenancy] and either—
- the freeholder is the tenant's immediate landlord, or
 - the freeholder is a public sector landlord and every intermediate landlord of the flat (as well as the immediate landlord under the secure tenancy [^{F2}or the introductory tenancy]) is also a public sector landlord.
- [^{F3}(1A) A flat falls within this sub-paragraph if—
- the freehold of the whole of it is owned by the same person, and
 - it is contained in the specified premises.]
- (2) Sub-paragraph (1)(b) has effect whether any such intermediate landlord, or the immediate landlord under the secure tenancy [^{F4}or the introductory tenancy], is or is not a qualifying tenant of the flat.
- (3) Where this paragraph applies, the nominee purchaser shall grant to the freeholder a lease of the flat in accordance with section 36 and paragraph 4 below.
- (4) In this paragraph any reference to a flat includes a reference to a unit (other than a flat) which is used as a dwelling.

Textual Amendments

- F1** Words in Sch. 9 para. 2(1) substituted (1.10.1996) by 1996 c. 52, s. 107, Sch. 10 para. 20(3); S.I. 1996/2212, art. 2(2) (with saving in Sch.)
- F2** Words in Sch. 9 para. 2(1) inserted (12.2.1997) by S.I. 1997/74, art. 2, Sch. para. 9(d)(i)
- F3** Sch. 9 para. 2(1A) inserted (1.10.1996) by 1996 c. 52, s. 107, Sch. 10 para. 20(3); S.I. 1996/2212, art. 2(2) (with savings in Sch.)

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F4 Words in [Sch. 9 para. 2\(2\)](#) inserted (12.2.1997) by [S.I. 1997/74, art. 2](#), [Sch. para. 9\(d\)\(ii\)](#)

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