



# Home Energy Conservation Act 1995

## 1995 CHAPTER 10

### 1 Interpretation.

( 1 ) In this Act—

“ energy conservation authority ” means—

- (a) in England and Wales, a local housing authority within the meaning of the <sup>M1</sup> Housing Act 1985,
- (b) in Scotland, a local authority within the meaning of the <sup>M2</sup> Housing (Scotland) Act 1987, and
- (c) in Northern Ireland, the Northern Ireland Housing Executive;

“ energy conservation measures ” includes information, advice, education, promotion, [<sup>F1</sup> any available financial assistance, ] making grants and loans and carrying out works;

“ residential accommodation ” means—

- (a) premises occupied or intended to be occupied as a separate dwelling and forming the whole or part of a building, or

[<sup>F2</sup>(aa) a house in multiple occupation, that is—

[<sup>F3</sup>(i) in England and Wales, a house in multiple occupation as defined by sections 254 to 259 of the Housing Act 2004, as they have effect for the purposes of Part 1 of that Act (that is, without the exclusions contained in Schedule 14 to that Act),]

(ii) in Scotland, [<sup>F4</sup> an HMO (within the meaning of the Housing (Scotland) Act 2006 (asp 1)) which requires to be licensed under Part 5 of that Act ] , and

(iii) in Northern Ireland, a house in multiple occupation as defined by [<sup>F5</sup>section 1 of the Houses in Multiple Occupation Act (Northern Ireland) 2016] , or

(ab) a house-boat, that is, a boat or other floating decked structure—

- (i) designed or adapted for use solely as a place of permanent habitation, and
- (ii) not having means of, or capable of being readily adapted for, self-propulsion,

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which, in the case of a house-boat in England and Wales [<sup>F6</sup>or Northern Ireland], is a dwelling for the purposes of Part I of the Local Government Finance Act 1992, or [<sup>F7</sup>, in the case of a house-boat in Northern Ireland, is a dwelling-house for] the purposes of the Rates (Northern Ireland) Order 1977, or]

(b) a mobile home, that is—

(i) in England and Wales or Scotland, a caravan within the meaning of Part I of the <sup>M3</sup> Caravan Sites and Control of Development Act 1960 (disregarding the amendment made by section 13(2) of the Caravan <sup>M4</sup> Sites Act 1968) which is a dwelling for the purposes of Part I or II of the <sup>M5</sup> Local Government Finance Act 1992,

(ii) in Northern Ireland, a caravan within the meaning of the <sup>M6</sup> Caravans Act (Northern Ireland) 1963 which is a dwelling-house for the purposes of the <sup>M7</sup> Rates (Northern Ireland) Order 1977.

(2) Any reference in this Act to the area of an energy conservation authority is—

- (a) in the case of a local housing authority in England and Wales, to the area of that authority within the meaning of the <sup>M8</sup> Housing Act 1985,
- (b) in the case of a local authority in Scotland, to the area of that authority, and
- (c) in the case of the Northern Ireland Housing Executive, to Northern Ireland.

#### Textual Amendments

- F1** Words in definition of “energy conservation measures” in s. 1(1) inserted (21.3.2012) by [Energy Act 2011 \(c. 16\)](#), **ss. 118(2)**, 121(1); S.I. 2012/873, art. 2(c)
- F2** S. 1(1): paras. (aa) and (ab) in definition of “residential accommodation” inserted by [1996 c. 38, s. 1\(2\)](#) (in force (S.) (1.12.1996) by [S.I. 1996/2796, art. 2](#); and (N.I.) (5.12.1996) by [S.R. 1996/559, art. 2](#); and (E.W.) (14.1.1997 for specified provisions, otherwise 1.4.1997) by [S.I. 1997/47, art. 2](#)).
- F3** Para (aa)(i) of the definition of “residential accommodation” in s. 1(1) substituted (6.4.2006 for E., 16.6.2006 for W.) by [Housing Act 2004 \(c. 34\)](#), s. 270(4)(5)(f), **Sch. 15 para. 38**; S.I. 2006/1060, art. 2(1)(d) (with [Sch.](#)); S.I. 2006/1535, art. 2(b) (with [Sch.](#))
- F4** Words in paragraph (aa)(ii) of the definition of “residential accommodation” in s. 1(1) substituted (31.8.2011) by [Housing \(Scotland\) Act 2006 \(asp 1\)](#), s. 195(3), **Sch. 6 para. 18** (with s. 193); S.S.I. 2010/159, art. 3
- F5** Words in s. 1(1) substituted (1.4.2019) by [Houses in Multiple Occupation Act \(Northern Ireland\) 2016 \(c. 22\)](#), s. 90(2), **Sch. 7 para. 4**; S.R. 2019/39, art. 2 (with art. 3)
- F6** Words in s. 1(ab) in definition of “residential accommodation” repealed (N.I.) (11.5.1999) by [S.I. 1999/659 \(N.I. 3\)](#), **art. 8(1)(a)**
- F7** Words in s. 1(ab) in definition of “residential accommodation” substituted (N.I.) (11.5.1999) by [S.I. 1999/659 \(N.I. 3\)](#), **art. 8(1)(b)**

#### Commencement Information

- I1** S. 1 wholly in force at 1.4.1997: s. 1 not in force at Royal Assent see s. 9(2); s. 1 in force (E.) (1.4.1996) by [S.I. 1995/3340, arts. 2, 3](#); (N.I.) (1.4.1996) by [S.R. 1995/455, art. 2](#); and (S.) (1.12.1996) by [S.I. 1996/2797, art. 2](#); and (W.) (1.4.1997) by [S.I. 1996/3181, art. 2](#)

#### Marginal Citations

- M1** 1985 c. 68.
- M2** 1987 c. 26.

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- M3** 1960 c. 62.
- M4** 1968 c. 52.
- M5** 1992 c. 14.
- M6** 1963 c. 17 (N.I.).
- M7** S.I. 1977/2157 (N.I. 28).
- M8** 1985 c. 68.

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act excluded by [2003 c. 30 s. 4\(5\)\(b\)](#)