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STATUTORY INSTRUMENTS

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**2008 No. 3002**

**HOUSING, ENGLAND AND WALES  
HOUSING, NORTHERN IRELAND**

**The Housing and Regeneration Act 2008  
(Consequential Provisions) Order 2008**

*Made - - - - 18th November 2008*

*Coming into force in accordance with article 1*

**THE HOUSING AND REGENERATION ACT 2008  
(CONSEQUENTIAL PROVISIONS) ORDER 2008**

1. Citation and commencement
  2. Interpretation
  3. Extent
  4. Consequential amendments: Part 1 of the Housing and Regeneration Act 2008
  5. Transitional and saving provisions
  6. Repeals
  7. Consequential modification of modified right to buy provisions
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SCHEDULE 1 — Amendment of enactments consequential on Part 1 of the Housing and Regeneration Act 2008

1. Consumer Credit Act 1974
2. Housing Act 1985
3. In section 4(1) (other descriptions of authority)—
4. In section 6A (meaning of “the Relevant Authority”) after subsection...
5. (1) Section 30 (application of provisions to new town corporations,...
6. (1) Section 45 (disposals to which sections 46 to 51...
7. In section 50(2) (offences)— (a) omit “or”,
8. In section 51(6) (meaning of qualified accountant) for “new town”...
9. In section 57 (index of defined expressions: Part 2) in...
10. (1) Section 80 (the landlord condition for secure tenancies) is...
11. (1) Section 421 (housing subsidy) is amended as follows.

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12. In section 422(1) (calculation of housing subsidy) for “new town”...
13. (1) Section 423 (the base amount) is amended as follows....
14. In section 424 (the housing costs differential) for “new town”,...
15. In section 425 (the local contribution differential) for “new town”,...
16. In section 427(1) (recoupment of subsidy in certain cases)—
17. In section 427A (entitlement to subsidy in case of land...
18. In section 431(1) (control of expenditure by housing authorities on...
19. In section 434 (index of defined expressions: Part 13) in...
20. In section 447(1) (recognised lending institutions) for “new town” substitute...
21. In section 450A (right to a loan in certain cases...
22. (1) Section 450B (power of Secretary of State etc. to...
23. In section 453(1)(b) (further advances in case of disposal on...
24. In section 458(1) (minor definitions), in the definition of “housing...
25. In section 459 (index of defined expressions: Part 14) in...
26. In section 554(2A) (grant of tenancy to former owner-occupier) after...
27. In section 577 (index of defined expressions: Part 16) in...
28. In Schedule 1 (tenancies which are not secure tenancies) in...
29. (1) Schedule 2 (grounds for possession of dwelling-houses let under...
30. In Schedule 3 (grounds for withholding consent to assignment by...
31. (1) Schedule 4 (qualifying period for right to buy and...
32. In Schedule 5 (exceptions to the right to buy) in...
33. Housing Associations Act 1985
34. In section 85(4) (meaning of “recognised body” and “relevant advance”)...
35. In section 106(1) (minor definitions) in the definition of “new...
36. Housing Act 1988
37. In section 34(1)(d) (new protected tenancies and agricultural occupancies restricted...
38. (1) Section 35 (removal of special regimes for tenancies of...
39. (1) Section 38 (transfer of existing tenancies from public to...
40. In paragraph 12 of Part 1 of Schedule 1 (tenancies...
41. Taxation of Chargeable Gains Act 1992
42. In section 35(3)(d) (re-basing to 1982) omit sub-paragraph (xviii).
43. In section 288(3A) (definition of “no gain/no loss provisions”) after...
44. Leasehold Reform, Housing and Urban Development Act 1993
45. Housing Act 1996
46. In section 219(4)(a) (directions as to certain charges by social...
47. Housing Grants, Construction and Regeneration Act 1996
48. In section 3(2)(b) (ineligible applicants) for “new town” substitute “development”....
49. In section 59 (index of defined expressions: Chapter 1)—
50. In section 101 (minor definitions for Part 1 of that...
51. National Health Service Act 2006
52. In section 256(2) (power of Primary Care Trusts to make...
53. In section 268(3) (persons displaced by health service development) for...
54. In section 275(1) (interpretation) at the end insert— “Welsh new...
55. National Health Service (Wales) Act 2006
56. In section 194(2) (power of Local Health Boards to make...
57. In section 196(2) (power of Welsh Ministers to make payments...
58. In section 199(3) (bodies with which Welsh Ministers may make...
59. Housing and Regeneration Act 2008

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1. General savings
2. Functions transferred from the CNT to the HCA or the Welsh Ministers
3. The HCA shall be treated as included in the list...
4. Functions of the CNT which cease to be exercisable
5. Functions of the Housing Corporation transferred to the HCA
6. Other provisions
7. Any repeal by this Order of an enactment which amends...

### SCHEDULE 3 — Repeals

#### Explanatory Note