



2016 CHAPTER 22

**PART 4**

Standards of housing

CHAPTER 1

Overcrowding

*Overcrowding notices*

**Requirement as to overcrowding generally**

**46.—**(1) The requirement as to overcrowding generally is that the person on whom the notice is served must refrain from—

- (a) permitting any room to be occupied as sleeping accommodation otherwise than in accordance with the overcrowding notice, and
- (b) permitting such number of persons to occupy the HMO as sleeping accommodation that it is not possible to comply with the room standard (see section 42).

(2) The reference in subsection (1)(b) to complying with the room standard is to doing so on the assumption that—

- (a) the persons occupying the HMO as sleeping accommodation sleep only in rooms for which a maximum is set by the notice, and
- (b) the maximum set for each room is not exceeded.

**Commencement Information**

**II** S. 46 in operation at 1.4.2019 by S.R. 2019/39, art. 2 (with art. 3)

**Changes to legislation:**

There are currently no known outstanding effects for the Houses in Multiple Occupation Act (Northern Ireland) 2016, Section 46.