



2016 CHAPTER 22

PART 5

Supplementary

*Powers of entry*

**Powers of entry: without warrant**

**78.**—(1) This section applies where a council considers that a survey or examination of any living accommodation is reasonably required for the purpose of enabling or assisting the council to decide—

- (a) whether the living accommodation is an HMO,
- (b) whether to grant, vary or revoke an HMO licence in relation to the living accommodation, or
- (c) whether or how any other function under this Act should be exercised in relation to the living accommodation.

(2) A person authorised in writing by the council may, at any reasonable time, enter the living accommodation for the purpose of carrying out the survey or examination.

(3) Before entering the accommodation, the person must give at least 24 hours' notice of the intention to do so to—

- (a) the owner of the accommodation (if known), and
- (b) the occupiers of the accommodation (if any).

(4) The person may not use force in the exercise of the power conferred by this section.

(5) The person must produce for inspection the written authorisation mentioned in subsection (2), if requested to do so by the owner or occupier or any person acting on their behalf.