

---

*Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.*

---

## SCHEDULES

### THIRD SCHEDULE

#### ORDERS EXCLUDING BUILDINGS FROM A CLEARANCE AREA

##### PART II

##### CONSEQUENCE OF MAKING ORDER

###### *Suspension of duty to vacate and demolish budding*

- 4 (1) On the date on which an order is made under the principal section, subsection (3) of section forty-four of the principal Act (which makes it the duty of the owner of a building comprised in a clearance order to demolish it) shall cease to apply to the houses and other buildings comprised in the order under the principal section.
- (2) On the said date—
- (a) so much of the clearance order as relates to the vacation of buildings, and
  - (b) subsections (2), (3) and (4) of section forty-five of the principal Act (which relate to the recovery of possession), and
  - (c) any notice served under the said section forty-five,
- shall cease to apply to the houses and other buildings comprised in the order under the principal section.

###### *Re-imposition of duties where order is not confirmed*

- 5 (1) If the Minister notifies the local authority that he declines to confirm the order, or if the order as confirmed does not comprise any houses or other buildings which were comprised in the order as submitted to the Minister, the provisions of this paragraph shall have effect as regards the houses or other buildings in the unconfirmed order or, as the case may be, the houses or other buildings not comprised in the order as confirmed.
- (2) The local authority shall fix the date by which the houses or other buildings are to be vacated for the purposes of demolition, and may fix different dates for different buildings ; and sections forty-four and forty-five of the principal Act shall apply as if that date had been fixed for those purposes by the clearance order.
- (3) The local authority shall not less than twenty-eight days before the date (or the earliest date) fixed under the last foregoing sub-paragraph serve on the owner or owners of the houses or other buildings a notice giving them that date and informing them of their duty under subsection (3) of the said section forty-four as applied by this paragraph to demolish the houses or other buildings.

---

*Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.*

---

*Payments for well maintained houses and houses held by owner-occupiers*

- 6 (1) After the, making of an order under the principal section the right to any payment under section sixty or section sixty-one of the principal Act (under which payments may be made for houses in clearance areas which have been well maintained or, in certain circumstances, which are held by an owner-occupier) shall be suspended as respects the houses or other buildings comprised in the order, but—
- (a) if the Minister notifies the local authority that he declines to confirm the order, that right shall again be enforceable, and
  - (b) if the order as confirmed does not comprise a house or building which was comprised in the order as submitted to the Minister, that right shall again be enforceable in relation to the house or other building not comprised in the order as confirmed.
- (2) Except so far as any undertaking given to a local authority so provides, the coming into operation of an order under the principal section shall not give rise to a duty to repay any payment which has been made under the said section sixty or the said section sixty-one before that time.

*Condemned houses let to local authorities*

- 7 Paragraphs 4 and 5 of this Schedule shall not apply to a house comprised in a clearance order which, in pursuance of section forty-six of the principal Act, provides that the demolition of the house in pursuance of the clearance order is to be postponed until the authority determine that the house is no longer required for use for housing purposes.

*Condemned houses temporarily occupied under licence*

- 8 (1) Sub-paragraph (2) of paragraph 4 of this Schedule shall not apply to any house as respects which a licence is for the time being in force under section fifty-three of the principal Act (which relates to houses in existing clearance areas temporarily occupied under licence from the local authority), and paragraph 5 of this Schedule shall not apply to a house as respects which such a licence is in force at the time when the Minister notifies the local authority that he declines to confirm the order or, as the case may be, at the time when he confirms the order.
- (2) On the confirmation of an order under the principal section any licence in force under the said section fifty-three as respects a house excluded from the clearance area by the order shall cease to have effect.