

SCHEDULES

SCHEDULE 1

Section 2.

EXCEPTIONS TO RIGHT TO BUY

PART I

CIRCUMSTANCES IN WHICH RIGHT DOES NOT ARISE

- 1 The landlord is a local authority and the dwelling-house is held by it otherwise than under Part V of the 1957 Act.
- 2 The landlord is a development corporation, the Commission for the New Towns or the Development Board for Rural Wales and—
 - (a) the dwelling-house is held by it for purposes not corresponding to those for which dwelling-houses are held by local authorities under Part V of the 1957 Act; and
 - (b) the landlord, or on appeal the Secretary of State, is of opinion that the right to buy ought not to be capable of being exercised with respect to the dwelling-house.
- 3 The dwelling-house has features which are substantially different from those of ordinary dwelling-houses and which are designed to make it suitable for occupation by physically disabled persons.
- 4 The dwelling-house is one of a group of dwelling-houses which it is the practice of the landlord to let for occupation by persons of pensionable age and a social service or special facilities are provided in close proximity to the group of dwelling-houses for the only or main purpose of assisting those persons.
- 5 The landlord has, within six weeks of the service on it of a notice claiming to exercise the right to buy the dwelling-house, applied to the Secretary of State for a determination under this paragraph, and the Secretary of State has determined that the right to buy is not to be capable of being exercised with respect to the dwelling-house ; and he shall so determine if satisfied—
 - (a) that the dwelling-house is designed or specially adapted for occupation by persons of pensionable age ; and
 - (b) that it is the practice of the landlord to let it only for occupation by such persons.

PART II

CIRCUMSTANCES IN WHICH RIGHT CANNOT BE EXERCISED

- 1 The tenant is obliged to give up possession of the dwelling-house in pursuance of an order of the court, or will be so obliged at a date specified in such an order.

Status: This is the original version (as it was originally enacted).

- 2 A bankruptcy petition is pending or a receiving order is in force against the person or one of the persons to whom the right to buy belongs or he is an undischarged bankrupt or has made a composition or arrangement with his creditors the terms of which remain to be fulfilled.