



Housing Act 1985

1985 CHAPTER 68

PART IV

SECURE TENANCIES AND RIGHTS OF SECURE TENANTS

Provision of information and consultation

105 Consultation on matters of housing management.

- (1) A landlord authority shall maintain such arrangements as it considers appropriate to enable those of its secure tenants who are likely to be substantially affected by a matter of housing management to which this section applies—
- (a) to be informed of the authority's proposals in respect of the matter, and
 - (b) to make their views known to the authority within a specified period;
- and the authority shall, before making any decision on the matter, consider any representations made to it in accordance with those arrangements.
- (2) For the purposes of this section, a matter is one of housing management if, in the opinion of the landlord authority, it relates to—
- (a) the management, maintenance, improvement or demolition of dwelling-houses let by the authority under secure tenancies, or
 - (b) the provision of services or amenities in connection with such dwelling-houses;
- but not so far as it relates to the rent payable under a secure tenancy or to charges for services or facilities provided by the authority.
- (3) This section applies to matters of housing management which, in the opinion of the landlord authority, represent—
- (a) a new programme of maintenance, improvement or demolition, or
 - (b) a change in the practice or policy of the authority,
- and are likely substantially to affect either its secure tenants as a whole or a group of them who form a distinct social group or occupy dwelling-houses which constitute

Status: Point in time view as at 01/10/1996. This version of this provision has been superseded.

Changes to legislation: Housing Act 1985, Section 105 is up to date with all changes known to be in force on or before 18 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

a distinct class (whether by reference to the kind of dwelling-house, or the housing estate or other larger area in which they are situated).

- (4) In the case of a landlord authority which is a local housing authority, the reference in subsection (2) to the provision of services or amenities is a reference only to the provision of services or amenities by the authority acting in its capacity as landlord of the dwelling-houses concerned.
- (5) A landlord authority shall publish details of the arrangements which it makes under this section, and a copy of the documents published under this subsection shall—
- (a) be made available at the authority's principal office for inspection at all reasonable hours, without charge, by members of the public, and
 - (b) be given, on payment of a reasonable fee, to any member of the public who asks for one.
- (6) A landlord authority which is a [^{F1}registered social landlord] shall, instead of complying with paragraph (a) of subsection (5), send a copy of any document published under that subsection—
- (a) to the [^{F2}Corporation], and
 - (b) to the council of any district [^{F3}, Welsh county or county borough] or London borough in which there are dwelling-houses let by the [^{F4}landlord authority] under secure tenancies;

and a council to whom a copy is sent under this subsection shall make it available at its principal office for inspection at all reasonable hours, without charge, by members of the public.

Textual Amendments

- F1** Words in s. 105(6) substituted (1.10.1996) by S.I. 1996/2325, art. 5(1), **Sch. 2 para. 14(10)(a)**
- F2** Words substituted by **Housing Act 1988 (c. 50, SIF 61)**, s. 140(1), **Sch. 17 Pt. II para. 106**
- F3** Words in s. 105(6)(b) inserted (1.4.1996) by 1994 c. 19, s. 22(2), Sch. 8 para. 5(7) (with ss. 54(5)(7), 55(5), Sch. 17 paras. 22(1), 23(2)); S.I. 1996/396, art. 3, **Sch. 1**
- F4** Word in s. 105(6)(b) substituted (1.10.1996) by S.I. 1996/2325, art. 5(1), **Sch. 2 para. 14(10)(b)**

Modifications etc. (not altering text)

- C1** S. 105 excluded by **Housing Act 1988 (c. 50, SIF 61)**, s. 84(8)

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