



Housing Act 1985

1985 CHAPTER 68

PART IV

SECURE TENANCIES AND RIGHTS OF SECURE TENANTS

Succession on death of tenant

87 Persons qualified to succeed tenant.

A person is qualified to succeed the tenant under a secure tenancy if he occupies the dwelling-house as his only or principal home at the time of the tenant's death and either—

- (a) he is the tenant's spouse [^{F1}or civil partner] , or
- (b) he is another member of the tenant's family and has resided with the tenant throughout the period of twelve months ending with the tenant's death;

unless, in either case, the tenant was himself a successor, as defined in section 88.

Textual Amendments

- F1** Words in s. 87(a) inserted (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), ss. 81, 263(2), [Sch. 8 para. 20](#); S.I. 2005/3175, [art. 2\(1\)](#), Sch. 1

Modifications etc. (not altering text)

- C1** s. 87 modified (1.11.1993) by [1993 c. 28, s. 37](#), [Sch. 10 para. 2\(3\)](#); S.I. 1993/2134, [arts. 2, 5\(a\)](#).

Status:

Point in time view as at 05/12/2005. This version of this provision has been superseded.

Changes to legislation:

Housing Act 1985, Section 87 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.