



Landlord and Tenant Act 1987

1987 CHAPTER 31

PART II

APPOINTMENT OF MANAGERS BY ^{F1}A ^{F1}... TRIBUNAL]

21 Tenant's right to apply to court for appointment of manager.

- (1) The tenant of a flat contained in any premises to which this Part applies may, subject to the following provisions of this Part, apply to ^{F1}the appropriate tribunal] for an order under section 24 appointing a manager to act in relation to those premises.
- (2) Subject to subsection (3) ^{F2}and section 24ZA], this Part applies to premises consisting of the whole or part of a building if the building or part contains two or more flats.
- (3) This Part does not apply to any such premises at a time when—
 - (a) the interest of the landlord in the premises is held by ^{F3}—
 - (i) an exempt landlord or a resident landlord, ^{F4}or
 - (ii) the Welsh Ministers in their new towns residuary capacity,]
 - (b) the premises are included within the functional land of any charity.

^{F5}(3A) But this Part is not prevented from applying to any premises because the interest of the landlord in the premises is held by a resident landlord if at least one-half of the flats contained in the premises are held on long leases which are not tenancies to which Part 2 of the Landlord and Tenant Act 1954 (c. 56) applies.]

- (4) An application for an order under section 24 may be made—
 - (a) jointly by tenants of two or more flats if they are each entitled to make such an application by virtue of this section, and
 - (b) in respect of two or more premises to which this Part applies;and, in relation to any such joint application as is mentioned in paragraph (a), references in this Part to a single tenant shall be construed accordingly.

Changes to legislation: *Landlord and Tenant Act 1987, Section 21 is up to date with all changes known to be in force on or before 08 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) View outstanding changes*

- (5) Where the tenancy of a flat contained in any such premises is held by joint tenants, an application for an order under section 24 in respect of those premises may be made by any one or more of those tenants.
- (6) An application to the court for it to exercise in relation to any premises [^{F6}any jurisdiction] to appoint a receiver or manager shall not be made by a tenant (in his capacity as such) in any circumstances in which an application could be made by him for an order under section 24 appointing a manager to act in relation to those premises.
- (7) References in this Part to a tenant do not include references to a tenant under a tenancy to which Part II of the ^{M1}Landlord and Tenant Act 1954 applies.
- [^{F7}(8) For the purposes of this Part, “appropriate tribunal” means—
- (a) in relation to premises in England, the First-tier Tribunal or, where determined by or under Tribunal Procedure Rules, the Upper Tribunal; and
 - (b) in relation to premises in Wales, a leasehold valuation tribunal.]

Textual Amendments

- F1** Words in s. 21(1) substituted (1.7.2013) by [The Transfer of Tribunal Functions Order 2013 \(S.I. 2013/1036\)](#), [art. 1](#), [Sch. 1 para. 68\(a\)](#) (with [Sch. 3](#))
- F2** Words in s. 21(2) inserted (16.1.2024) by [Building Safety Act 2022 \(c. 30\)](#), [s. 170\(5\)](#), [Sch. 7 para. 9\(2\)](#); [S.I. 2024/40](#), [reg. 2\(u\)](#)
- F3** Words in s. 21(3)(a) renumbered as s. 21(3)(a)(i) (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\)](#), [s. 325\(1\)](#), [Sch. 8 para. 38\(a\)](#); [S.I. 2008/3068](#), [art. 2\(1\)\(w\)\(3\)](#) (with [arts. 6-13](#))
- F4** S. 21(3)(a)(ii) and word inserted (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\)](#), [s. 325\(1\)](#), [Sch. 8 para. 38\(b\)](#); [S.I. 2008/3068](#), [art. 2\(1\)\(w\)\(3\)](#) (with [arts. 6-13](#))
- F5** S. 21(3A) inserted (26.7.2002 for E. and 1.1.2003 for W.) by [Commonhold and Leasehold Reform Act 2002 \(c. 15\)](#), [s. 161](#); [S.I. 2002/1912](#), [art. 2\(b\)\(i\)](#) (subject to [Sch. 2](#)); [S.I. 2002/3012](#), [art. 2\(b\)\(i\)](#) (subject to [Sch. 2](#))
- F6** Words in s. 21(6) substituted (1.9.1997) by [1996 c. 52](#), [s. 86\(3\)](#); [S.I. 1997/1851](#), [art. 2\(b\)](#) (subject to [Sch. para. 2](#))
- F7** S. 21(8) inserted (1.7.2013) by [The Transfer of Tribunal Functions Order 2013 \(S.I. 2013/1036\)](#), [art. 1](#), [Sch. 1 para. 68\(b\)](#) (with [Sch. 3](#))

Marginal Citations

- M1** [1954 c. 56](#).

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 24(2)(abb) inserted by [2002 c. 15 Sch. 10 para. 14](#)