Housing Grants, Construction and Regeneration Act 1996

CHAPTER 53

HOUSING GRANTS, CONSTRUCTION AND REGENERATION ACT 1996

PART I

GRANTS, &C. FOR RENEWAL OF PRIVATE SECTOR HOUSING

CHAPTER I

THE MAIN GRANTS

Introductory

1 Grants for improvements and repairs, &c.
2 Applications for grants.

Preliminary conditions

3 Ineligible applicants.
4 The age of the property.
5 Excluded descriptions of works.
6 Defective dwellings.

Renovation grants

7 Renovation grants: owner’s applications and tenant’s applications.
8 Renovation grants: certificates required in case of owner’s application.
9 Renovation grants: certificates required in case of tenant’s application.
10 Renovation grants: prior qualifying period.
11 Prior qualifying period: the ownership or tenancy condition.
12 Renovation grants: purposes for which grant may be given.
13 Renovation grants: approval of application.

**Common parts grants**

14 Common parts grants: occupation of flats by occupying tenants.
15 Common parts grants: landlord’s and tenants’ applications.
16 Common parts grants: certificate required to accompany application.
17 Common parts grants: purposes for which grant may be given.
18 Common parts grants: approval of application.

**Disabled facilities grants**

19 Disabled facilities grants: owner’s and tenant’s applications.
20 Disabled facilities grants: the disabled occupant.
21 Disabled facilities grants: certificate required in case of owner’s application.
22 Disabled facilities grants: certificates required in case of tenant’s application.
22A Certificates required in case of occupier’s application
23 Disabled facilities grants: purposes for which grant must or may be given.
24 Disabled facilities grants: approval of application.

**HMO grants**

25 HMO grants: the interest of the applicant in the property.
26 HMO grants: certificate required to accompany application.
27 HMO grants: purposes for which grant may be given.
28 HMO grants: approval of application.

**Restrictions on grant aid**

29 Restriction on grants for works already begun.
30 Means testing in case of application by owner-occupier or tenant.
31 Determination of amount of grant in case of landlord’s application.
32 Apportionment in case of tenants’ application for common parts grant.
33 Power to specify maximum amount of grant.

**Decision and notification**

34 Decision and notification.

**Payment of grants**

35 Payment of grants: general.
36 Delayed payment of mandatory grant.
37 Payment of grants: conditions as to carrying out of the works.
38 Payment of grants: conditions as to contractors employed.
39 Payment of grant to contractor.
40 Applicant ceasing to be entitled before payment of grant.
41 Change of circumstances affecting disabled occupant.
42 Cases in which grants may be re-calculated, withheld or repaid.
43 Repayment where applicant not entitled to grant.
Grant conditions and repayment

44 Grant conditions: introductory.
45 Condition for repayment on disposal: renovation grants.
46 Condition for repayment on disposal: common parts grants.
47 Condition for repayment on disposal: HMO grants.
48 Condition as to owner-occupation: renovation grants.
49 Condition as to availability for letting: renovation grants.
50 Conditions as to occupation: HMO grants.
51 Conditions as to repayment in case of other compensation, &c.
52 Power to impose other conditions with consent of Secretary of State.
53 Meaning of relevant disposal.
54 Meaning of exempt disposal.
55 Cessation of conditions on repayment of grant, &c.

Supplementary provisions

56 Provisions relating to death of applicant.
57 Power of local housing authority to carry out works which would attract grant.
58 Minor definitions: Chapter I.
59 .

CHAPTER II

GROUP REPAIR SCHEMES

Introductory

60 Group repair schemes.
61 Qualifying buildings.
62 Scheme works.
63 Approval of scheme by Secretary of State.

Participation in group repair scheme

64 Persons eligible to participate in group repair scheme.
65 Scheme consent and restriction on works.
66 Certificate of completion date.
67 Contributions by participants.

Variation of group repair scheme

68 Variation of group repair scheme.

Conditions of participation

69 Conditions of participation: general.
70 Condition as to payment of balance of cost on disposal.
71 Conditions as to occupation.
72 Meaning of relevant disposal and exempt disposal.
73 Payment of balance of cost, &c: cessation of conditions.

Supplementary provisions

74 Power of Secretary of State to modify operation of Chapter.
CHAPTER III

HOME REPAIR ASSISTANCE

75 Index of defined expressions: Chapter II.

CHAPTER III

HOME REPAIR ASSISTANCE

76 Home repair assistance.
77 Entitlement to home repair assistance.
78 Assistance in respect of house-boats and mobile homes.
79 Power to make further provision by regulations.
80 Index of defined expressions: Chapter III.

CHAPTER IV

DEFERRED ACTION NOTICES, &C.

Deferred action notices

81 Deferred action notices.
82 Service of deferred action notices.
83 Appeals against deferred action notices.
84 Review of deferred action notices.
85 Guidance by Secretary of State.

Power to improve enforcement procedures

86 Unfitness for human habitation &c.: power to improve enforcement procedures.

Power to charge for enforcement action

87 Unfitness for human habitation, &c.: power to charge for enforcement action.
88 Recovery of charge for enforcement action.

Supplementary provisions

89 Power to prescribe forms.
90 Minor definitions: Chapter IV.
91 Index of defined expressions: Chapter IV.

CHAPTER V

SUPPLEMENTARY PROVISIONS

Contributions by Secretary of State

92 Contributions by the Secretary of State.
93 Recovery of contributions.

Consent of the Secretary of State

94 Consent of the Secretary of State.
Parsonages, charities, &c.

Interpretation

Meaning of “reasonable repair”.
Fitness for human habitation.
Members of a person’s family and connected persons.
Meaning of “owner” of dwelling.
Disabled persons.
Minor definitions: Part I.

Transitional and consequential provisions

Transitional provisions.
Consequential amendments: Part I.

PART II
CONSTRUCTION CONTRACTS

Introductory provisions

Construction contracts.
Meaning of “construction operations”.
Provisions not applicable to contract with residential occupier.
Power to disapply provisions of this Part
Provisions applicable only to agreements in writing.

Adjudication

Right to refer disputes to adjudication.
Adjudication costs: effectiveness of provision

Payment

Entitlement to stage payments.
Dates for payment.
Payment notices: contractual requirements
Payment notices: payee's notice in default of payer's notice
Requirement to pay notified sum.
Right to suspend performance for non-payment.
Prohibition of conditional payment provisions.

Supplementary provisions

The Scheme for Construction Contracts.
Service of notices, &c.
Reckoning periods of time.
Crown application.

PART III

The Architects Registration Board

The Board and its committees.
Registrar and staff.
Registration and discipline

120 Registration.
121 Discipline.
122 Code of practice.

Miscellaneous

123 Offence of practising while not registered.
124 The Education Fund.
125 Supplementary.

PART IV

GRANTS &C. FOR REGENERATION, DEVELOPMENT AND RELOCATION

Financial assistance for regeneration and development

126 Power of Secretary of State to give financial assistance for regeneration and development.
127 Regeneration and development: forms of assistance.
128 Regeneration and development: terms on which assistance is given.
129 Regeneration and development: consequential amendment.
130 Regeneration and development: Welsh Development Agency.

Relocation grants in clearance areas

131 Resolution by local housing authority to pay relocation grants.
132 Relocation grants: applications and payments.
133 Relocation grants: qualifying persons and qualifying dwellings.
134 Relocation grants: amount.
135 Relocation grants: condition for repayment on disposal.
136 Relocation grants: conditions as to owner-occupation.
137 Relocation grants: cessation of conditions on repayment of grant, &c.
138 Relocation grants: liability to repay is a charge on dwelling.
139 Relocation grants: contributions by the Secretary of State.
140 Minor definitions relating to relocation grants.

PART V

MISCELLANEOUS AND GENERAL PROVISIONS

Miscellaneous provisions

141 Existing housing grants: meaning of exempt disposal
142 Home energy efficiency schemes.
143 Urban development corporations: pre-dissolution transfers.
144 Housing action trusts: orders for dissolution.

General provisions

146 Orders, regulations and directions.
147 Repeals and revocations.
148Extent.
149 Corresponding provision for Northern Ireland.
150 Commencement.
151 Short title.
SCHEDULES

SCHEDULE 1 — Private sector renewal: consequential amendments

Rent Act 1977 (c.42)

1 (1) Section 116 of the Rent Act 1977 (court order..."

Housing Act 1985 (c.68)

2 In section 47(4) of the Housing Act 1985 (limitation of...
3 In section 48(3A) of the Housing Act 1985 (information as...
4 (1) In section 100(2) of the Housing Act 1985 (power...
5 (1) In section 101(1) of the Housing Act 1985 (rent...
6 In section 190A of the Housing Act 1985 (repair notices...
7 (1) In section 244 of the Housing Act 1985 (environmental...
8 (1) In subsection (2)(b) of section 255 of the Housing...
9 In section 535(1)(a) of the Housing Act 1985 (exclusion of...
10 In section 605 of the Housing Act 1985 (consideration by...

Landlord and Tenant Act 1985 (c.70)

11 (1) In subsection (1) of section 20A of the Landlord...
12 In section 21 of the Landlord and Tenant Act 1985...

Housing Act 1988 (c.50)

13 In section 121(1) of the Housing Act 1988 (rent officers’...

Local Government and Housing Act 1989 (c.42)

14 In section 93(5) of the Local Government and Housing Act...
15 (1) Section 169 of the Local Government and Housing Act...

SCHEDULE 2 —

Part I — NEW FIRST SCHEDULE TO THE 1931 ACT

1 This is the Schedule to be substituted for the First...

Part II — OTHER AMENDMENTS

The 1931 Act

2 (1) Section 2 of the 1931 Act (interpretation) is amended...
3 (1) Section 3 of the 1931 Act (constitution and functions...
4 (1) Section 6A of the 1931 Act (European qualifications) is...
5 (1) Section 7A of the 1931 Act (removal of name...
6 (1) Section 9 of the 1931 Act (right of appeal...
7 In section 11 of the 1931 Act (removal of name...
8 In section 12 of the 1931 Act (penalty for obtaining...
9 For section 13 of the 1931 Act (regulations) substitute— Rules....
10 (1) Section 15 of the 1931 Act (supply of regulations...
11 (1) Section 16 of the 1931 Act (service of documents)...
12 (1) Section 17 of the 1931 Act (defence for certain...
13 For section 18(2) of the 1931 Act (application to Northern...
The 1938 Act

14 (1) Section 1A of the 1938 Act (visiting EC architects)...
15 In section 3 of the 1938 Act (offence of practising)...
16 In section 5 of the 1938 Act (construction and citation),...
17 For section 6(1) of the 1938 Act (application to Northern...

Other enactments

18 In section 6 of the Inspection of Churches Measure 1955...
19 In section 52(1) of the Cathedrals Measure 1963 (interpretation), in...
20 In section 20(1) of the Care of Cathedrals Measure 1990...

Part III — TRANSITIONAL PROVISIONS AND SAVINGS

First elections and appointments to the Board

21 (1) Part I of the First Schedule to the 1931...

Registration

22 Where before the appointed day a person has duly applied...
23 Examinations in architecture which immediately before the appointed day were...
24 Section 6B of the 1931 Act shall have effect as...
25 The first reference to the Board in section 7A(1) of...

Discipline

26 Where before the appointed day— (a) the Discipline Committee has...
27 (1) Subject to sub-paragraph (2), the provisions substituted by section...

Pre-commencement removals and disqualifications

28 (1) Where a person’s name has been removed from the...
29 A person may appeal under section 9 of the 1931...
30 Section 1A(6)(b) of the 1938 Act shall have effect as...

Offence of practising while not registered

31 The amendments made in sections 1 and 3 of the...
32 The repeal made in section 3 of the 1938 Act...

Transfer of Fund

33 If the transfer of the assets of the Fund takes...

Supplementary

34 (1) In this Part of this Schedule—
35 Nothing in this Schedule prejudices the operation of section 16...

SCHEDULE 3 — Repeals and Revocations

Part I — GRANTS, &C FOR RENEWAL OF PRIVATE SECTOR HOUSING
Part II — ARCHITECTS
Part III — FINANCIAL ASSISTANCE FOR REGENERATION AND DEVELOPMENT
Changes to legislation:
There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996.