



# Housing Grants, Construction and Regeneration Act 1996

## 1996 CHAPTER 53

### PART I

#### GRANTS, &C. FOR RENEWAL OF PRIVATE SECTOR HOUSING

#### CHAPTER I

#### THE MAIN GRANTS

#### *Supplementary provisions*

#### **56 Provisions relating to death of applicant.**

- (1) References in this Chapter to the applicant, in relation to a grant or an application for a grant, shall be construed in relation to any time after his death as a reference to his personal representatives.
- (2) Where the applicant dies after liability has been incurred for any preliminary or ancillary services or charges, the local housing authority may, if they think fit, pay grant in respect of some or all of those matters.
- (3) Where the applicant dies after the relevant works have been begun and before the certified date, the local housing authority may, if they think fit, pay grant in respect of some or all of the works already carried out and other relevant works covered by the application.
- (4) Nothing in this section shall be construed as preventing the provisions as to grant conditions applying in relation to any payment of grant under subsection (2) or (3).

*Status: Point in time view as at 19/07/2003.*

*Changes to legislation: There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Cross Heading: Supplementary provisions. (See end of Document for details)*

**57 Power of local housing authority to carry out works which would attract grant.**

(1) A local housing authority may by agreement with a person having the requisite interest execute at his expense—

- (a) any works towards the cost of which a grant under this Chapter is payable or might be paid on an application duly made and approved, and
- (b) any further works which it is in their opinion necessary or desirable to execute together with the works mentioned in paragraph (a).

[<sup>F1</sup>(2) In subsection (1), the reference to a person having the requisite interest is a reference to—

- (a) in the case of a qualifying houseboat or qualifying park home, the person who is—
  - (i) entitled to possession of the premises at which the qualifying houseboat is moored or the pitch on which the qualifying park home is stationed, or
  - (ii) entitled to dispose of the qualifying houseboat or qualifying park home, or
- (b) in any other case, the person who has an owner’s interest.]

(3) <sup>F2</sup>.....

**Textual Amendments**

**F1** S. 57(2) substituted (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), **Sch. 3 para. 24(a)** (with art. 11(2))

**F2** S. 57(3) repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 24(b)**, **Sch. 6** (with art. 11(2))

**58 Minor definitions: Chapter 1.**

In this Chapter—

“common parts”, in relation to a building, includes the structure and exterior of the building and common facilities provided, whether in the building or elsewhere, for persons who include the occupiers of one or more flats in the building;

“common parts application”, in relation to an application for a <sup>F3</sup>. . . grant, means an application in respect of works to the common parts of a building containing one or more flats;

<sup>F4</sup> .....

“flat” means a dwelling which is a separate set of premises, whether or not on the same floor, divided horizontally from some other part of the building.

[<sup>F5</sup>“premises” includes a qualifying houseboat or a qualifying park home;]

[<sup>F6</sup>“qualifying houseboat” means a boat or similar structure designed or adapted for use as a place of permanent habitation which—

- (a) has its only or main mooring within the area of a single local housing authority;
- (b) is moored in pursuance of a right to that mooring; and
- (c) is a dwelling for the purposes of Part 1 of the Local Government Finance Act 1992 (council tax),

*Status: Point in time view as at 19/07/2003.*

*Changes to legislation: There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Cross Heading: Supplementary provisions. (See end of Document for details)*

and includes any yard, garden, outhouses and appurtenances belonging to it or usually enjoyed with it;]

[<sup>F7</sup>“qualifying park home” means a caravan within the meaning of Part 1 of the Caravan Sites and Control of Development Act 1960 (disregarding the amendment made by section 13(2) of the Caravan Sites Act 1968) which—

- (a) is stationed on land forming part of a protected site within the meaning of the Mobile Homes Act 1983;
- (b) is occupied under an agreement to which that Act applies or under a gratuitous licence; and
- (c) is a dwelling for the purposes of Part 1 of the Local Government Finance Act 1992 (council tax),

and includes any yard, garden, outhouses and appurtenances belonging to it or usually enjoyed with it.]

#### Textual Amendments

- F3** In s. 58 in definition of "common parts application" words repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, [Sch. 3 para. 25\(a\)](#), [Sch. 6](#) (with art. 11(2))
- F4** In s. 58 definition of "conversion application" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, [Sch. 3 para. 25\(b\)](#), [Sch. 6](#) (with art. 11(2))
- F5** In s. 58 definition of "premises" inserted (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), [Sch. 3 para. 25\(c\)](#) (with art. 11(2))
- F6** In s. 58 definition of "qualifying houseboat" inserted (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), [Sch. 3 para. 25\(c\)](#) (with art. 11(2))
- F7** In s. 58 definition of "qualifying park home" inserted (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), [Sch. 3 para. 25\(c\)](#) (with art. 11(2))

59

In this Chapter the expressions listed below are defined by or otherwise fall to be construed in accordance with the provisions indicated—

F8	F8
. . .	. . .
F8	F8
. . .	. . .
certified date	section 44(3)(b)
common parts	section 58
common parts application (in relation to	section 58
a	
F9	
. . . grant)	
F8	F8

---

**Status:** Point in time view as at 19/07/2003.

**Changes to legislation:** There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Cross Heading: Supplementary provisions. (See end of Document for details)

---

...	...
F8	F8
...	...
F8	F8
...	...
F8	F8
...	...
disabled occupant	section 20
disabled person	section 100(1) to (3)
dwelling	section 101
F8	F8
...	...
eligible works	section 34(2)(a)
estimated expense	section 34(2)
F8	F8
...	...
fit for human habitation	section 97(1)
flat	section 58
grant	section 1(6)
F10	
...	
grant condition	section 44(1)
grant condition period	section 44(3)(a)
F8	F8
...	...
F8	F8
...	...
housing action trust	section 101
F8	F8
...	...
introductory tenant	section 101
F8	
...	
F8	F8
...	...
F8	F8
...	...
local authority	section 101
local housing authority	section 101
F8	F8

**Status:** Point in time view as at 19/07/2003.

**Changes to legislation:** There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Cross Heading: Supplementary provisions. (See end of Document for details)

. . .	. . .
member of family	section 98(1)
new town corporation	section 101
[ <sup>F11</sup> occupier’s application	section 19(1) and (2)]
<sup>F8</sup>	<sup>F8</sup>
. . .	. . .
owner	sections 99 and 101
<sup>F8</sup>	<sup>F8</sup>
. . .	. . .
owner’s application	
<sup>F12</sup>	<sup>F12</sup>
. . .	. . .
–in relation to a	section 19(1) and (2)
<sup>F12</sup>	
. . . grant	
owner’s certificate (in relation to an	section 21(2)
application for a	
<sup>F13</sup>	
. . . grant)	
owner’s interest	section 101
<sup>F8</sup>	<sup>F8</sup>
. . .	. . .
<sup>F8</sup>	<sup>F8</sup>
. . .	. . .
preliminary or ancillary services and	section 2(3)
charges	
[ <sup>F14</sup> premises	section 58]
prescribed	section 101
[ <sup>F15</sup> qualifying houseboat	section 58]
qualifying owner’s interest	
<sup>F16</sup>	<sup>F16</sup>
. . .	. . .
–in relation to an application for a	section 19(4)
<sup>F16</sup>	
. . . grant	
<sup>F16</sup>	<sup>F16</sup>
. . .	. . .
[ <sup>F17</sup> qualifying park home	section 58]
qualifying tenant	
<sup>F18</sup>	<sup>F18</sup>
. . .	. . .

---

*Status: Point in time view as at 19/07/2003.*

**Changes to legislation:** There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Cross Heading: Supplementary provisions. (See end of Document for details)

---

–in relation to an application for a	section 19(4)
F18	
. . . grant	
F8	F8
. . .	. . .
F8	F8
. . .	. . .
F8	F8
. . .	. . .
relevant works (in relation to a grant application)	section 2(2)(a)
F8	F8
. . .	. . .
F8	F8
. . .	. . .
F19	section 101
. . . secure tenant	
social services authority	section 100(4)
F20	section 101
. . . statutory tenant	
tenancy and tenant (generally)	section 101
tenant (and expressions relating to tenancies)	
F21	F21
. . .	. . .
F21	F21
. . .	. . .
F21	F21
. . .	. . .
–in the context of an application for	section 19(5)
F21	
. . . grant	
tenant’s application	
F22	F22
. . .	. . .
–in relation to a	section 19(1) and (2)
F22	
. . . grant	
F8	F8
. . .	. . .
tenant’s certificate	
F23	F23
. . .	. . .

*Status: Point in time view as at 19/07/2003.*

*Changes to legislation: There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Cross Heading: Supplementary provisions. (See end of Document for details)*

–for the purposes of an application for section 22(2)

a  
F23

. . . grant

urban development corporation

section 101

### Textual Amendments

- F8** S. 59: entries repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(a)**, **Sch. 6** (with art. 11(2))
- F9** S. 59: words in entry relating to "common parts application" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(b)**, **Sch. 6** (with art. 11(2))
- F10** S. 59: words in entry relating to "grant" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(c)**, **Sch. 6** (with art. 11(2))
- F11** S. 59: entry inserted (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), **Sch. 3 para. 26(m)** (with art. 11(2))
- F12** S. 59: words in entry relating to "owner's application" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(d)**, **Sch. 6** (with art. 11(2))
- F13** S. 59: words in entry relating to "owner's certificate" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(e)**, **Sch. 6** (with art. 11(2))
- F14** S. 59: entry inserted (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), **Sch. 3 para. 26(m)** (with art. 11(2))
- F15** S. 59: entry inserted (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), **Sch. 3 para. 26(m)** (with art. 11(2))
- F16** S. 59: words in entry relating to "qualifying owner's interest" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(f)**, **Sch. 6** (with art. 11(2))
- F17** S. 59: entry inserted (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), **Sch. 3 para. 26(m)** (with art. 11(2))
- F18** S. 59: words in entry relating to "qualifying tenant" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(g)**, **Sch. 6** (with art. 11(2))
- F19** S. 59: words in entry relating to "secure tenancy and secure tenant" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(h)**, **Sch. 6** (with art. 11(2))
- F20** S. 59: words in entry relating to "statutory tenancy and statutory tenant" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(i)**, **Sch. 6** (with art. 11(2))
- F21** S. 59: words in entry relating to "tenant (and expressions relating to tenancies)" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(j)**, **Sch. 6** (with art. 11(2))
- F22** S. 59: words in entry relating to "tenant's application" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(k)**, **Sch. 6** (with art. 11(2))
- F23** S. 59: words in entry relating to "tenant's certificate" repealed (19.7.2003) by [The Regulatory Reform \(Housing Assistance\) \(England and Wales\) Order 2002 \(S.I. 2002/1860\)](#), arts. 1(3), 11(1), 15, **Sch. 3 para. 26(l)**, **Sch. 6** (with art. 11(2))

**Status:**

Point in time view as at 19/07/2003.

**Changes to legislation:**

There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Cross Heading: Supplementary provisions.