
Changes to legislation: There are currently no known outstanding effects for the Commonhold and Leasehold Reform Act 2002, Paragraph 15. (See end of Document for details)

SCHEDULES

SCHEDULE 10

SERVICE CHARGES: MINOR AND CONSEQUENTIAL AMENDMENTS

Trust of service charges paid by only one tenant

- 15 (1) Section 42 of the 1987 Act (service charge contributions of tenants to be held in trust) is amended as follows.
- (2) In subsection (1)—
- (a) after “costs” insert “, or the tenant of a dwelling may be required under the terms of his lease to contribute to costs to which no other tenant of a dwelling may be required to contribute, ”,
 - (b) at the end of the definition of “the contributing tenants” insert “ and “the sole contributing tenant” means that tenant; ”, and
 - (c) in the definition of “the payee”, for “under the terms of their leases” substitute “, or that tenant, under the terms of their leases, or his lease ”.
- (3) In subsection (2), after “tenants” insert “, or the sole contributing tenant, ”.
- (4) In subsection (3), insert at the end “, or the person who is the sole contributing tenant for the time being. ”
- (5) In subsection (4), insert at the end “ or the sole contributing tenant shall be treated as so entitled to the residue of any such fund. ”
- (6) In subsection (6), for “a contributing tenant” substitute “ any of the contributing tenants ”.
- (7) In subsection (7), for “If after the termination of any such lease there are no longer any contributing tenants,” substitute “ On the termination of the lease of the last of the contributing tenants, or of the lease of the sole contributing tenant, ”.
- (8) In subsection (8)—
- (a) for “a contributing tenant” substitute “ any of the contributing tenants, or the sole contributing tenant, ”, and
 - (b) after “his lease” insert “ (whenever it was granted) ”.
- (9) In subsection (9)—
- (a) after “so created” insert “, in the case of a lease of any of the contributing tenants, ”, and
 - (b) insert at the end “ or, in the case of the lease of the sole contributing tenant, before the commencement of paragraph 15 of Schedule 10 to the Commonhold and Leasehold Reform Act 2002. ”

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Commencement Information

- II** Sch. 10 para. 15 wholly in force at 31.5.2005; para. 15 not in force at Royal Assent see s. 181(1); para. 15 in force at 28.2.2005 for E. by S.I. 2004/3056, art. 3(b); para. 15 in force at 31.5.2005 for W. by S.I. 2005/1353, art. 2(b)

Changes to legislation:

There are currently no known outstanding effects for the Commonhold and Leasehold Reform Act 2002, Paragraph 15.