



# Housing Act 2004

## 2004 CHAPTER 34

### PART 5

#### HOME INFORMATION PACKS

##### *Register of home condition reports*

#### **165 Register of home condition reports**

- (1) Where the provision mentioned in section 164(3) is made in relation to an approved certification scheme, regulations under section 163 may make provision for and in connection with a register of the home condition reports made by members of the scheme.
- (2) The regulations may provide for the register to be kept—
  - (a) by (or on behalf of) the Secretary of State; or
  - (b) by such other person as the regulations may specify.
- (3) The regulations may require a person wishing to enter a home condition report onto the register to pay such fee as may be prescribed.
- (4) No person may disclose—
  - (a) the register or any document (or part of a document) contained in it; or
  - (b) any information contained in, or derived from, the register,except in accordance with any provision of the regulations which authorises or requires such a disclosure to be made.
- (5) The provision which may be made under subsection (1) includes (without prejudice to the generality of that subsection) provision as to circumstances in which or purposes for which a person or a person of a prescribed description—
  - (a) may (on payment of such fee, if any, as may be prescribed)—
    - (i) inspect the register or any document (or part of a document) contained in it;

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*Status: This is the original version (as it was originally enacted).*

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- (ii) take or be given copies of the register or any document (or part of a document) contained in it; or
    - (iii) be given information contained in, or derived from, the register; or
  - (b) may disclose anything obtained by virtue of provision made under paragraph (a).
- (6) The purposes which may be so prescribed may be public purposes or purposes of private undertakings or other persons.
- (7) A person who contravenes subsection (4) is guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale.
- (8) Nothing in this section limits the power to make regulations under section 163.