



Housing Act 2004

2004 CHAPTER 34

PART 3

SELECTIVE LICENSING OF OTHER RESIDENTIAL ACCOMMODATION

Variation and revocation of licences

92 Variation of licences

- (1) The local housing authority may vary a licence—
- (a) if they do so with the agreement of the licence holder, or
 - (b) if they consider that there has been a change of circumstances since the time when the licence was granted.

For this purpose “change of circumstances” includes any discovery of new information.

- (2) A variation made with the agreement of the licence holder takes effect at the time when it is made.
- (3) Otherwise, a variation does not come into force until such time, if any, as is the operative time for the purposes of this subsection under paragraph 35 of Schedule 5 (time when period for appealing expires without an appeal being made or when decision to vary is confirmed on appeal).
- (4) The power to vary a licence under this section is exercisable by the authority either—
- (a) on an application made by the licence holder or a relevant person, or
 - (b) on the authority’s own initiative.
- (5) In subsection (4) “relevant person” means any person (other than the licence holder)—
- (a) who has an estate or interest in the house concerned (but is not a tenant under a lease with an unexpired term of 3 years or less), or
 - (b) who is a person managing or having control of the house (and does not fall within paragraph (a)), or

Changes to legislation: Housing Act 2004, Section 92 is up to date with all changes known to be in force on or before 18 May 2023. 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

- (c) on whom any restriction or obligation is imposed by the licence in accordance with section 90(6).

Commencement Information

- II** S. 92 wholly in force at 16.6.2006; s. 92 not in force at Royal Assent see s. 270(4)(5); s. 92 in force for E. at 6.4.2006 by [S.I. 2006/1060](#), [art. 2\(1\)\(a\)](#) (with [Sch.](#)); s. 92 in force for W. at 16.6.2006 by [S.I. 2006/1535](#), [art. 2\(a\)](#) (with [Sch.](#))

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

- Act savings and transitional provisions for amendments by S.I. 2022/1166 by [S.I. 2022/1172 Regulations](#)

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

- s. 66(1A) inserted by [2016 c. 22 s. 125\(3\)\(a\)](#)
- s. 66(3A)(3B) inserted by [2016 c. 22 s. 125\(3\)\(c\)](#)
- s. 89(1A) inserted by [2016 c. 22 s. 125\(6\)\(a\)](#)
- s. 89(3A)(3B) inserted by [2016 c. 22 s. 125\(6\)\(c\)](#)
- s. 139(7A)(7B) inserted by [2016 c. 22 s. 127\(3\)](#)