



# Housing and Planning Act 2016

## 2016 CHAPTER 22

### PART 2

#### ROGUE LANDLORDS AND PROPERTY AGENTS IN ENGLAND

### CHAPTER 2

#### BANNING ORDERS

##### *Banning orders: key definitions*

#### **14 “Banning order” and “banning order offence”**

- (1) In this Part “banning order” means an order, made by the First-tier Tribunal, banning a person from—
  - (a) letting housing in England,
  - (b) engaging in English letting agency work,
  - (c) engaging in English property management work, or
  - (d) doing two or more of those things.
- (2) See also section 18 (which enables a banning order to include a ban on involvement in certain bodies corporate).
- (3) In this Part “banning order offence” means an offence of a description specified in regulations made by the Secretary of State.
- (4) Regulations under subsection (3) may, in particular, describe an offence by reference to—
  - (a) the nature of the offence,
  - (b) the characteristics of the offender,
  - (c) the place where the offence is committed,
  - (d) the circumstances in which it is committed,

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**Changes to legislation:** Housing and Planning Act 2016, Section 14 is up to date with all changes known to be in force on or before 05 August 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

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- (e) the court sentencing a person for the offence, or
- (f) the sentence imposed.

[<sup>F1</sup>(5) An offence under section 12 of the Tenant Fees Act 2019 is also a banning order offence for the purposes of this Part.]

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#### Textual Amendments

**F1** S. 14(5) inserted (1.6.2019) by [Tenant Fees Act 2019 \(c. 4\)](#), **ss. 12(6)**, 34(1); S.I. 2019/857, **reg. 3(k)**

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#### Commencement Information

**I1** S. 14(1)(2) in force at 6.4.2018 by [S.I. 2018/393](#), **reg. 2(a)**

**I2** S. 14(3)(4) in force at 3.11.2017 for specified purposes by [S.I. 2017/1052](#), **reg. 2(a)**

**I3** S. 14(3)(4) in force at 6.4.2018 in so far as not already in force by [S.I. 2018/393](#), **reg. 2(a)**

**Changes to legislation:**

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

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

- s. 172(1)(a) words renumbered as s. 172(1)(a) by [2017 c. 20 s. 26\(8\)\(a\)\(i\)](#)
- s. 172(1)(b) inserted by [2017 c. 20 s. 26\(8\)\(a\)\(ii\)](#)