



Secure Tenancies (Victims of Domestic Abuse) Act 2018

2018 CHAPTER 11

PROSPECTIVE

1 Duty to grant old-style secure tenancies: victims of domestic abuse

(1) Section 81B of the Housing Act 1985 (cases where old-style English secure tenancies may be granted) is amended as follows.

(2) After subsection (2) insert—

“(2A) A local housing authority that grants a secure tenancy of a dwelling-house in England must grant an old-style secure tenancy if—

- (a) the tenancy is offered to a person who is or was a tenant of some other dwelling-house under a qualifying tenancy (whether as the sole tenant or as a joint tenant), and
- (b) the authority is satisfied that—
 - (i) the person or a member of the person's household is or has been a victim of domestic abuse carried out by another person, and
 - (ii) the new tenancy is granted for reasons connected with that abuse.

(2B) A local housing authority that grants a secure tenancy of a dwelling-house in England must grant an old-style secure tenancy if—

- (a) the tenancy is offered to a person who was a joint tenant of that dwelling-house under an old-style secure tenancy, and
- (b) the authority is satisfied that—
 - (i) the person or a member of the person's household is or has been a victim of domestic abuse carried out by another person, and

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Secure Tenancies (Victims of Domestic Abuse) Act 2018, Section 1. (See end of Document for details)

(ii) the new tenancy is granted for reasons connected with that abuse.

(2C) In subsections (2A) and (2B)—

“abuse” means—

- (a) violence,
- (b) threatening, intimidating, coercive or controlling behaviour, or
- (c) any other form of abuse, including emotional, financial, physical, psychological or sexual abuse;

“domestic abuse” is abuse where the victim is or has been—

- (a) in the same family or household as the abuser, or
- (b) in an intimate personal relationship with the abuser;

“qualifying tenancy” means a tenancy of a dwelling-house in England which is—

- (a) an old-style secure tenancy, or
- (b) an assured tenancy which is not an assured shorthold tenancy and which is granted by a private registered provider of social housing, by the Regulator of Social Housing or by a housing trust which is a charity.”

(3) In subsection (1)(b), after “(2)” insert “, (2A) or (2B) ”.

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Secure Tenancies (Victims of Domestic Abuse) Act 2018, Section 1.