

## SCHEDULES

### SCHEDULE 1

Section 13

#### LIMITED LIABILITY PARTNERSHIPS

#### PART 1

#### AMENDMENTS OF THE HOUSING AND PLANNING ACT 2016

##### *Introductory*

- 1 The Housing and Planning Act 2016 is amended as set out in paragraphs 2 to 9.

##### *Extension of housing administration regime*

- 2 In section 95 (housing administration orders), in subsection (1), after paragraph (a) (i) insert—  
“(ia) a limited liability partnership.”
- 3 In section 100 (powers of court: meaning of “relevant officer”), in subsection (7), after paragraph (a) insert—  
“(aa) in relation to a limited liability partnership, means a member of the partnership.”

##### *Restrictions on insolvency procedures*

- 4 In section 102 (power to make regulations applying etc insolvency legislation), in subsections (2) and (3), after “relation to” insert “a limited liability partnership.”
- 5 In section 104 (winding-up orders), after subsection (1)(a) insert—  
“(aa) a limited liability partnership.”
- 6 In section 105 (voluntary winding up), in subsection (1), after paragraph (a), insert—  
“(aa) a limited liability partnership.”
- 7 In section 106 (ordinary administration orders)—  
(a) in subsection (1), in paragraph (a), omit the final “or”;  
(b) after that paragraph insert—  
“(aa) a limited liability partnership, or”.
- 8 In section 107 (administrator appointments by creditors)—  
(a) in subsection (1), in paragraph (a), omit the final “or”;  
(b) after that paragraph insert—  
“(aa) a limited liability partnership, or”.

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### *Interpretation*

- 9 In section 116 (interpretation of Chapter 5 of Part 2)—
- (a) in subsection (1), in the definition of “the court”, after “company”, in each place it occurs, insert “, limited liability partnership”;
  - (b) in subsection (7), after paragraph (a) insert—
    - “(aa) in relation to a limited liability partnership, are to that provision as it applies to limited liability partnerships otherwise than by virtue of regulations under section 102 (if at all).”.

## **PART 2**

### AMENDMENTS OF THE HOUSING AND REGENERATION ACT 2008

#### *Introductory*

- 10 The Housing and Regeneration Act 2008 is amended as set out in paragraphs 11 to 20.

#### *Notice of registration or de-registration*

- 11 In section 120 (notice), in subsection (1)(c), after “charity” insert “or a limited liability partnership”.

#### *Accounts*

- 12 (1) Section 129 (companies exempt from audit) is amended as follows.
- (2) In the heading, after “companies” insert “or limited liability partnerships”.
  - (3) In subsection (1)(a), after “charity” insert “or is a limited liability partnership”.
  - (4) In subsection (2)—
    - (a) after “directors of the company” insert “or members of the limited liability partnership”;
    - (b) for “company’s”, in both places, substitute “registered provider’s”;
    - (c) for “which the company” substitute “which the registered provider”.
  - (5) In subsection (3), for “has the same meaning as in” substitute “means accounts prepared in accordance with”.
- 13 (1) Section 130 (exempt companies: accountant’s report) is amended as follows.
- (2) In the heading, after “companies” insert “or limited liability partnerships”.
  - (3) In subsection (2), for “company’s” substitute “registered provider’s”.
  - (4) In subsection (3)(b), for “company” substitute “registered provider”.
  - (5) For subsection (6) substitute—
    - “(6) In this section and sections 131 and 132—
      - “firm” means any entity, whether or not a legal person, that is not an individual and includes a body corporate, a corporation sole and a partnership or other unincorporated association;

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“body corporate” includes a body incorporated outside the United Kingdom.”

- 14 In section 131 (exempt companies: reporting accountant)—
- (a) in the heading, after “companies” insert “or limited liability partnerships”;
  - (b) in subsection (1), for “company”, in both places, substitute “registered provider”.
- 15 (1) Section 132 (application of Companies Act) is amended as follows.
- (2) In subsection (1)—
- (a) for “company” substitute “registered provider”;
  - (b) for “company’s” substitute “registered provider’s”.
- (3) In subsection (2)(e)—
- (a) for “454(4)(b)” substitute “454”;
  - (b) for the words from “provision” to the end substitute “section (revised accounts and reports)”.
- 16 In section 133 (exempt companies: extraordinary audit)—
- (a) in the heading, after “companies” insert “or limited liability partnerships”;
  - (b) in subsections (1), (2) and (4), for “company”, in each place, substitute “registered provider”.
- 17 In section 141 (offences), in subsection (6), omit the words from “not” to the end.

#### *Moratorium on disposal of land*

- 18 In section 154 (implementation of regulator’s proposals), in subsection (2), after paragraph (aa) insert—
- “(ab) in the case of a limited liability partnership, its members,”.

#### *Arrangements and reconstructions*

- 19 In section 160 (arrangements and reconstructions)—
- (a) in the heading, after “company” insert “and limited liability partnership”;
  - (b) in subsection (1), after “company” insert “or a limited liability partnership”.

#### *Meaning of “officer”*

- 20 In section 270 (meaning of “officer” of a private registered provider), in the Table, after the entry relating to “Registered company” insert—

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“Limited liability partnership	A member of the limited liability partnership”.
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