



Levelling-up and Regeneration Act 2023

2023 CHAPTER 55

PART 10

LETTING BY LOCAL AUTHORITIES OF VACANT HIGH-STREET PREMISES

Significant concepts

PROSPECTIVE

193 Vacancy condition

- (1) For the purposes of this Part, the “vacancy condition” is satisfied in relation to premises on a given day if—
 - (a) the premises are unoccupied on that day, and
 - (b) either—
 - (i) the premises were unoccupied for the whole of the period of one year ending with the previous day, or
 - (ii) during the period of two years ending with the previous day, the premises were unoccupied on at least 366 days.
- (2) For the purposes of subsection (1), premises are occupied on a day during which they begin or cease to be occupied.
- (3) Days before the day on which this section comes into force are to count for the purposes of subsection (1)(b).
- (4) Occupation by a person living in premises that are not designed or adapted for residential use is not to count as occupation for the purposes of this section.
- (5) Regulations may amend this section so as to alter the circumstances in which the “vacancy condition” is satisfied in relation to premises.
- (6) Those circumstances must relate to the time during which premises are or have been unoccupied.

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the
Levelling-up and Regeneration Act 2023, Section 193. (See end of Document for details)

- (7) A state of affairs does not amount to the occupation of premises for the purposes of this section unless it involves the use of the premises for activity that—
- (a) is substantial,
 - (b) is sustained, and
 - (c) involves the regular presence of people at the premises.

Commencement Information

II S. 193 not in force at Royal Assent, see [s. 255\(7\)](#)

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 193.