
STATUTORY INSTRUMENTS

1998 No. 2082

HOUSING, ENGLAND AND WALES

The Housing (Change of Landlord) (Payment of Disposal Cost by Instalments) (Amendment) (No. 2) Regulations 1998

<i>Made</i>	- - - -	<i>26th August 1998</i>
<i>Laid before Parliament</i>		<i>27th August 1998</i>
<i>Coming into force</i>	- -	<i>18th September 1998</i>

The Secretary of State for Wales, in exercise of the powers conferred upon him by sections 104(2A), 111(a), 112 and 114(1) of the Housing Act 1988⁽¹⁾ and of all other powers enabling him in that behalf, hereby makes the following Regulations—

1. These Regulations may be cited as the Housing (Change of Landlord) (Payment of Disposal Cost by Instalments) (Amendment) (No. 2) Regulations 1998 and shall come into force on 18th September 1998.

2. In regulation 3(3) of the Housing (Change of Landlord) (Payment of Disposal Cost by Instalments) Regulations 1990⁽²⁾ (payment by instalments) for “8.17 per cent.” substitute “8.57 per cent.”.

3. The Housing (Change of Landlord) (Payment of Disposal Cost by Instalments) (Amendment) Regulations 1998⁽³⁾ are revoked.

4. Regulations 2 and 3 do not apply in respect of any period before the date these Regulations come into force (notwithstanding that interest included in the amount of an instalment is paid on or after that date).

(1) 1988 c. 50; subsection (2A) of section 104 was inserted by section 174 of the Local Government and Housing Act 1989 (c. 42); and in section 114(1) see the definition of “prescribed”. Part IV of the Housing Act 1988 was repealed on 1st October 1996 with transitional provisions, see paragraph 1 of Schedule 18 to the Housing Act 1996 (c. 52) and S.I. 1996/2402.

(2) S.I. 1990/1019, amended by S.I. 1990/2219; S.I. 1991/1899 and 2685; S.I. 1992/542, 2011 and 3176; S.I. 1993/581; S.I. 1994/266 and 2916; S.I. 1995/854 and 2823; S.I. 1996/184, 1269 and 2228; S.I. 1997/328, 1621 and 2001 and S.I. 1998/265.

(3) S.I. 1998/265.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Signed by authority of the Secretary of State for Wales

26th August 1998

Jon Owen Jones
Parliamentary Under Secretary of State, Welsh
Office

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Housing (Change of Landlord) (Payment of Disposal Cost by Instalments) Regulations 1990 (S.I. [1990/1019](#)) by increasing, from 8.17 per cent to 8.57 per cent., the rate of interest on outstanding disposal costs which are payable by instalments under Part IV of the Housing Act 1988 (change of landlord: secure tenants). The Regulations also revoke the Housing (Change of Landlord) (Payment of Disposal Cost by Instalments) (Amendment) Regulations 1998 (S.I. [1998/265](#)) which prescribed the previous interest rate. Regulation 4 preserves the previous interest rate in respect of any period before these Regulations come into force, that is, before 18th September 1998.

Paragraph 1 of Schedule 18 to the Housing Act 1996 provides that Part IV of the Housing Act 1988 is repealed, and article 3 of the Housing Act 1996 (Commencement No. 3 and Transitional Provisions) Order 1996 (S.I. [1996/2402](#)) brought that paragraph into force on 1st October 1996.

Paragraph 12 of the Schedule (transitional provisions and savings) to that Order provides that Part IV of the 1988 Act and the provisions mentioned in Part IX of Schedule 19 to the said Act of 1996 remain in force in respect of applications made under section 96 of the Housing Act 1988 (application to exercise right) which have not been disposed of before 1st October 1996 and acquisitions made before that date.