

## SCHEDULE 5

### AMENDMENT OF PART 7 OF THE LOCAL GOVERNMENT AND HOUSING ACT 1989

- 2.—(1) Section 89 (declaration of renewal area) is amended as follows.
- (2) In subsection (1)—
- (a) for “such a report as is”, substitute “a report containing particulars of the matters”; and
  - (b) at the end, insert “for the period specified in the declaration”.
- (3) Omit subsection (2).
- (4) For subsections (3) to (7), substitute the following subsections—
- “(3) The matters referred to in subsection (1) above are—
- (a) the living conditions in the area concerned;
  - (b) the ways in which those conditions may be improved (whether by the declaration of a renewal area or otherwise);
  - (c) the powers available to the authority (including powers available apart from this Act) if the area is declared to be a renewal area;
  - (d) the authority’s detailed proposals for the exercise of those powers during the period that the area will be a renewal area (if so declared);
  - (e) the cost of those proposals;
  - (f) the financial resources available, or likely to be available, to the authority (from whatever source) for implementing those proposals; and
  - (g) the representations (if any) made to the authority in relation to those proposals,
- and the report shall contain a recommendation, with reasons, as to whether a renewal area should be declared and, if so, the period for which the area should be a renewal area.
- (4) Subject to section 95 below, an area which is declared to be a renewal area shall be such an area—
- (a) until the end of the period specified in the declaration, or
  - (b) if at any time during that period the local housing authority by resolution extend the period for which the area is to be a renewal area, until the end of the period specified in the resolution (unless further extended under this paragraph).
- (5) In considering whether—
- (a) to declare an area to be a renewal area, or
  - (b) to extend the period for which an area is to be a renewal area,
- a local housing authority shall have regard to such guidance as may from time to time be given by the Secretary of State.
- (6) Before exercising their power—
- (a) to declare an area to be a renewal area, or
  - (b) to extend (or further extend) the period for which an area is to be a renewal area,
- a local housing authority shall take the steps required by subsection (7) below.
- (7) Those steps are such as appear to the authority best designed to secure—
- (a) that the detailed proposals referred to in subsection (3)(d) above or, where the authority are considering the extension of the period for which an area is to be a renewal area, such of those proposals as remain to be implemented, are brought to the attention of persons residing or owning property in the area; and

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- (b) that those persons are informed of the name and address of the person to whom should be addressed inquiries and representations concerning those proposals.
- (8) A resolution under subsection (1) or (4)(b) above has effect from the day on which it is passed and is a local land charge.”.