

SCHEDULE 1

Consequential provisions – primary legislation

PART 1

Provisions consequential upon transfer of functions from rent assessment committees for areas in England

Rent Act 1977

- 34.** In Schedule 11(1) (applications for registration of rent)—
- (a) in paragraphs 5A and 6(1), in each place, for “a rent assessment committee” substitute “the appropriate tribunal”;
 - (b) in paragraph 7(1), for “The rent assessment committee” substitute “A rent assessment committee”;
 - (c) after paragraph 8 insert—

“**8A.** A rent assessment committee shall make such inquiry, if any, as they think fit and consider any information supplied or representation made to them in pursuance of paragraph 7 or paragraph 8 above.”;
 - (d) for paragraph 9, substitute—

“Outcome of determination of fair rent by appropriate tribunal

9.—(1) The appropriate tribunal shall—

 - (a) if it appears to them that the rent registered or confirmed by the rent officer is a fair rent, confirm that rent;
 - (b) if it does not appear to them that that rent is a fair rent, determine a fair rent for the dwelling house.

(2) Where the tribunal confirm or determine a rent under this paragraph they shall notify the landlord, the tenant and the rent officer of the tribunal’s decision and of the date on which it was made.

(3) On receiving the notification, the rent officer shall, as the case may require, either indicate in the register that the rent has been confirmed or register the rent determined by the appropriate tribunal as the rent for the dwelling-house.”;
 - (e) in paragraph 9B(b), for “committee” substitute “appropriate tribunal”.

(1) The relevant amendments to Schedule 11 are those made by Schedule 1 to the Regulated Tenancies (Procedure) Regulations 1980 (S.I. 1980/1696), section 61 of the Housing Act 1980 (c. 51), paragraph 7 of Schedule 2 to the Local Government Finance (Housing) (Consequential Amendments) Order 1993 (S.I. 1993/651) and the Rent Assessment Committees (England and Wales) (Amendment) Regulations 1981 (S.I. 1981/1783) and by the Schedule to the Rent Acts (Maximum Fair Rent) Order 1999 (S.I. 1999/6).