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WELSH STATUTORY INSTRUMENTS

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**2022 No. 1166**

**The Renting Homes (Wales) Act 2016  
(Consequential Amendments) Regulations 2022**

**Prevention of Social Housing Fraud Act 2013**

**33.**—(1) The Prevention of Social Housing Fraud Act 2013<sup>(1)</sup> is amended as follows.

(2) In section 1 (unlawful sub-letting: secure tenancies), in subsection (1) after “dwelling-house”, in the first place it occurs, insert “in England”.

(3) In section 2 (unlawful sub-letting: assured tenancies)—

- (a) in the heading, after “assured tenancies”, insert “and secure contracts”;
- (b) in subsection (1), after “assured tenancy”, insert “or a secure contract”;
- (c) in subsection (2), after “assured tenancy”, insert “or a secure contract”;
- (d) in subsection (3)—
  - (i) in the words before paragraph (a), after “assured tenancy”, insert “or a secure contract”;
  - (ii) in paragraph (a)—
    - (aa) for “or”, substitute “,”;
    - (bb) after “registered social landlord”, insert “or in relation to Wales a community landlord”.

(4) In section 5 (unlawful profit orders: civil proceedings)—

- (a) in subsection (1)—
  - (i) after “assured tenancy”, insert “or a secure contract”;
  - (ii) in paragraph (b), after “assured tenancy”, insert “or a secure contract”;
- (b) in subsection (4)—
  - (i) in the words before paragraph (a), after “assured tenancy”, insert “or a secure contract”;
  - (ii) in paragraph (a)—
    - (aa) after “social housing”, for “or”, substitute “,”;
    - (bb) after “registered social landlord”, insert “or in relation to Wales a community landlord”.

(5) In section 11 (interpretation)—

- (a) in subsection (1)—
  - (i) at the end of paragraph (a), omit “and”;
  - (ii) at the end of paragraph (b), for the full stop, substitute “, and”;
  - (iii) after paragraph (b), insert—

- (c) “secure contract” has the same meaning as in section 8 of the Renting Homes (Wales) Act 2016 (anaw 1).”;
- (b) after subsection (3), insert—
  - “(3A) In the application of this Act in relation to a secure contract, the following expressions have the same meaning as in the Renting Homes (Wales) Act 2016 (anaw 1)—
  - (a) “community landlord” (see section 9 of that Act);
  - (b) “secure contract” (see section 8 of that Act).”;
- (c) in subsection (4), after “assured tenancy”, insert “or secure contract”;
- (d) after subsection (4), insert—
  - “(4A) References in this Act to a member of the tenant’s family (in relation to a secure contract) are to be construed in accordance with section 250 of the Renting Homes (Wales) Act 2016.”;
- (e) in subsection (6), after “assured tenancy”, in each place it occurs, insert “or a secure contract”;
- (f) in subsection (7), after “assured tenancy”, in each place it occurs, insert “or a secure contract”.

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**Commencement Information**

**II** Reg. 33 in force at 1.12.2022, see [reg. 1\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Renting Homes (Wales) Act 2016 (Consequential Amendments) Regulations 2022, Section 33.