

Status: This version of this contains provisions that are prospective.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Social Housing (Regulation) Act 2023. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 3

REGULATORY AND ENFORCEMENT POWERS

PROSPECTIVE

- 15 In section 259 (suspension of officer etc during inquiry)—
- (a) in subsection (1)(a), for “non-profit” substitute “private”;
 - (b) in subsection (1)(b), for “either” substitute “any”;
 - (c) in subsection (3), for the words from “that” to the end substitute “that—
 - (a) the affairs of the registered provider have been mismanaged, or
 - (b) the registered provider has failed to meet a standard under section 193, 194 or 194C.”;
 - (d) after subsection (3) insert—

“(3A) Case 3 applies if the regulator is satisfied that an officer, employee or agent of the registered provider is obstructing, or failing to co-operate with, the inquiry.”;
 - (e) for subsection (4) substitute—

“(4) The regulator may by order—
 - (a) where Case 1 or Case 2 applies, suspend any officer, employee or agent of the registered provider who it thinks has contributed to the mismanagement or failure, or
 - (b) where Case 3 applies, suspend the officer, employee or agent who it thinks is obstructing, or failing to co-operate with, the inquiry.”

Commencement Information

II Sch. 3 para. 15 not in force at Royal Assent, see [s. 46\(3\)](#)

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Changes and effects yet to be applied to :

- Sch. 3 para. 15 coming into force by [S.I. 2024/437 reg. 2\(y\)](#)