

SCHEDULE 15

RELIEF FOR CERTAIN TRANSACTIONS RELATING TO SOCIAL HOUSING

PART 2

RIGHT TO BUY RELIEF

Relief for right to buy transaction

- 2 (1) In the case of a right to buy transaction—
 - (a) section 19(1) (contingent consideration to be included in chargeable consideration on assumption that contingency will occur) does not apply, and
 - (b) any consideration that would be payable only if a contingency were to occur, or that is payable only because a contingency has occurred, does not count as chargeable consideration.
- (2) A “right to buy transaction” means—
 - (a) the sale of a dwelling at a discount, or the grant of a lease of a dwelling at a discount, by a relevant public sector body, or
 - (b) the sale of a dwelling, or the grant of a lease of a dwelling, in pursuance of the preserved right to buy.
- (3) The following are relevant public sector bodies for the purposes of this paragraph—
 - (a) a Minister of the Crown;
 - (b) the Welsh Ministers;
 - (c) a local housing authority within the meaning given by section 1 of the [Housing Act 1985 \(c. 68\)](#);
 - (d) a registered social landlord;
 - (e) a housing action trust established under Part 3 of the [Housing Act 1988 \(c. 50\)](#);
 - (f) a local policing body within the meaning of section 101(1) of the [Police Act 1996 \(c. 16\)](#);
 - (g) a person specified for the purposes of this paragraph by the Welsh Ministers by regulations.
- (4) For the purposes of sub-paragraph (2)(b), the sale of a dwelling, or the grant of a lease of a dwelling, is made in pursuance of the preserved right to buy if—
 - (a) the seller is a person against whom the right to buy under Part 5 of the [Housing Act 1985 \(c. 68\)](#) is exercisable by virtue of section 171A of that Act,
 - (b) the buyer is the qualifying person for the purposes of the preserved right to buy, and
 - (c) the dwelling is the qualifying dwelling-house in relation to the buyer.
- (5) A grant by the Welsh Ministers under section 20 or 21 of the [Housing Act 1996 \(c. 52\)](#) (purchase grants in respect of disposals at a discount by registered social landlords) does not count as part of the chargeable consideration for a right to buy transaction in relation to which the seller is a registered social landlord or private registered provider of social housing.
- (6) In this paragraph—

Status: This is the original version (as it was originally enacted).

“qualifying dwelling-house” (“*tŷ annedd*” *cymwys*”) and “qualifying person” (“*person cymwys*”) have the meaning given by section 171B of the [Housing Act 1985 \(c. 68\)](#);

“registered social landlord” (“*landlord cymdeithasol cofrestredig*”) means a body registered as a social landlord in a register maintained under section 1(1) of the [Housing Act 1996 \(c. 52\)](#).