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**Changes to legislation:** Housing Act 1996, Cross Heading: Availability of powers in relation to registered charities. is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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## SCHEDULES

### SCHEDULE 1

#### REGISTERED SOCIAL LANDLORDS: REGULATION

#### PART IV

#### INQUIRY INTO AFFAIRS OF REGISTERED SOCIAL LANDLORDS

##### *Availability of powers in relation to registered charities.*

- 28 (1) The [<sup>F1</sup>Relevant Authority] may exercise its powers under paragraphs 20 to 26 in relation to a registered charity only if the charity has [<sup>F2</sup> received public assistance]<sup>F3</sup> ...
- <sup>F4</sup>(2) .....
- (3) In relation to a registered charity paragraphs 20 to 26 have effect with the following adaptations—
- (a) references to its affairs are confined to its housing activities and such other activities (if any) as are incidental to or connected with its housing activities;
  - (b) references to its accounts do not include revenue accounts which do not relate to its housing activities, except so far as such accounts are necessary for the auditing of revenue accounts which do so relate or of the balance sheet;
  - (c) a person is a qualified auditor for the purpose of paragraph 22 (extraordinary audit) only if he is an auditor qualified for the purposes of paragraph 18 (accounting and audit requirements for charities).
- (4) The [<sup>F1</sup>Relevant Authority] shall notify the [<sup>F5</sup>Charity Commission] upon the exercise in relation to a registered charity of its powers under—
- (a) paragraph 20(1) (inquiry into affairs of registered social landlord),
  - (b) paragraph 23(2)(a) (interim suspension of person <sup>F6</sup> ...), or
  - (c) paragraph 24(2)(a) or (b) (removal of person <sup>F7</sup> ... or suspension with a view to removal).

#### Textual Amendments

- F1** Words in Pt. I substituted (1.11.1998) by 1998 c. 38, s. 140, **Sch. 16 para. 82(1)(2)** (with ss. 139(2), 141(1), 143(2)); S.I. 1998/2244, **art.5**.
- F2** Words in Sch. 1 para. 28(1) inserted (18.10.2011) by **Housing (Wales) Measure 2011 (nawm 5)**, s. 90(2), **Sch. para. 20(a)(i)**; S.I. 2011/2475, arts. 1(2), 2(v)
- F3** Words in Sch. 1 para. 28(1) omitted (18.10.2011) by virtue of **Housing (Wales) Measure 2011 (nawm 5)**, s. 90(2), **Sch. para. 20(a)(ii)**; S.I. 2011/2475, arts. 1(2), 2(v)

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- F4** Sch. 1 para. 28(2) omitted (18.10.2011) by virtue of [Housing \(Wales\) Measure 2011 \(nawm 5\)](#), s. 90(2), [Sch. para. 20\(b\)](#); S.I. 2011/2475, arts. 1(2), 2(v)
- F5** Words in Sch. 1 para. 28(4) substituted (27.2.2007) by [Charities Act 2006 \(c. 50\)](#), s. 79(2), [Sch. 8 para. 192\(5\)](#); S.I. 2007/309, art. 2, Sch.
- F6** Words in Sch. 1 para. 28(4)(b) omitted (15.8.2018) by virtue of [Regulation of Registered Social Landlords \(Wales\) Act 2018 \(anaw 4\)](#), s. 19(2), [Sch. 2 para. 15\(a\)](#); S.I. 2018/777, art. 3(g)
- F7** Words in Sch. 1 para. 28(4)(c) omitted (15.8.2018) by virtue of [Regulation of Registered Social Landlords \(Wales\) Act 2018 \(anaw 4\)](#), s. 19(2), [Sch. 2 para. 15\(b\)](#); S.I. 2018/777, art. 3(g)

29 The [<sup>F8</sup>Relevant Authority] may not exercise its powers under paragraph 27 in relation to a registered charity.

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#### Textual Amendments

- F8** Words in Pt. I substituted (1.11.1998) by [1998 c. 38](#), s. 140, [Sch. 16 para. 82\(1\)\(2\)](#) (with ss. 139(2), 141(1), 143(2)); S.I. 1998/2244, [art.5](#).

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- specified provision(s) savings for amendments by 2018 anaw 1, s. 6, Sch. 6 by [S.I. 2019/110 reg. 5](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act savings and transitional provisions for amendments by S.I. 2022/1166 by [S.I. 2022/1172 Regulations](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 124(1A) inserted by [2016 c. 22 Sch. 7 para. 20\(2\)](#)
- s. 124(6) inserted by [2016 c. 22 Sch. 7 para. 20\(6\)](#)
- s. 124A124B inserted by [2016 c. 22 Sch. 7 para. 21](#)
- s. 125A(3A)(3B) inserted by [2016 c. 22 Sch. 7 para. 22\(3\)](#)
- s. 130A inserted by [2016 c. 22 Sch. 8 para. 7](#)
- s. 133(1A) inserted by [2016 c. 22 Sch. 8 para. 9\(2\)](#)
- s. 143J(3A) inserted by [2016 c. 22 Sch. 8 para. 13\(2\)](#)
- s. 143J(7)(a) words omitted by [S.I. 2022/1166 reg. 25\(11\)\(b\)](#) (This amendment comes into force immediately after 2016 c. 22, s. 120 and Sch. 8 para. 13(3) come into force)
- s. 143GA143GB inserted by [2016 c. 22 Sch. 8 para. 10](#)
- s. 143MA(3A)-(3D) inserted by [2016 c. 22 Sch. 7 para. 27\(3\)](#)
- s. 143MB inserted by [2016 c. 22 Sch. 7 para. 28](#)
- Sch. 2 para. 10A(1A) inserted by [2024 c. 22 Sch. 13 para. 6\(3\)](#)
- Sch. 2 para. 10A(6) inserted by [2024 c. 22 Sch. 13 para. 6\(6\)](#)