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WELSH STATUTORY INSTRUMENTS

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**2022 No. 1172**

**The Renting Homes (Wales) Act 2016 (Saving  
and Transitional Provisions) Regulations 2022**

**PART 3**

Tenancy deposits

**Transitional provisions: deposit schemes**

**8.** The following provisions of the 2016 Act have effect in relation to a tenancy deposit paid in accordance with Chapter 4 of Part 6(1) of the 2004 Act (tenancy deposit schemes) before the appointed day in relation to a tenancy which became an occupation contract on that day, as they apply to a deposit paid by, or on behalf of, the contract-holder under an occupation contract—

- (a) sections 45 (requirement to use deposit scheme) and 46(2) (deposit schemes: further provision);
- (b) Schedule 5 (deposit schemes: further provision);
- (c) paragraph 4 of Schedule 9A(3) (standard contracts: restrictions on giving notice under section 173, under section 186, and under a landlord's break clause).

**Proceedings relating to tenancy deposits**

**9.** Despite the amendments made by the 2022 Consequential Regulations, section 214(2), (2A), (3), (3A), (4) and (5)(4) of the 2004 Act (proceedings relating to tenancy deposits) continues to have effect, as it did immediately before the appointed day, in relation to applications made to the county court under that section before the appointed day.

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- (1) Chapter 4 of Part 6 was amended by section 128 of the Housing and Planning Act 2016 (c. 22), sections 184 and 237 of and Part 30 of Schedule 25 to the Localism Act 2011 (c. 20), sections 31 and 32 of the Deregulation Act 2015 (c. 20) and section 17 of and paragraph 52 of Part 3 of Schedule 9 to the Crime and Courts Act 2013 (c. 22).
  - (2) Section 46 was amended by section 18 of and paragraphs 1 and 7 of Schedule 6 to the Renting Homes (Amendment) (Wales) Act 2021 (asc 3).
  - (3) Schedule 9A was inserted by section 6 of and Schedule 2 to the Renting Homes (Amendment) (Wales) Act 2021 (asc 3) and amended by regulations 3, 4 and 5 of the Renting Homes (Wales) Act 2016 (Amendment of Schedule 9A) Regulations 2022 (S.I. 2022/143 (W. 46)).
  - (4) Section 214 was amended by sections 184 and 237 of and Part 30 of Schedule 25 to the Localism Act 2011 (c. 20), section 31 of the Deregulation Act 2015 (c. 20) and section 17(5) of and paragraph 52 of Part 3 of Schedule 9 to the Crime and Courts Act 2013 (c. 22).