



# Housing (Wales) Measure 2011

## 2011 nawm 5

### PART 2

#### REGISTERED SOCIAL LANDLORDS

#### CHAPTER 4

#### ENFORCEMENT

#### *Compensation*

#### 68 Warning

After section 50R of the Housing Act 1996 insert—

#### **“50S Warning**

- (1) Before giving a compensation notice to a registered social landlord the Welsh Ministers must give the landlord a notice (a “pre-compensation warning”)—
  - (a) specifying grounds on which the Welsh Ministers think compensation could be awarded,
  - (b) warning the landlord that the Welsh Ministers are considering awarding compensation to a specified person,
  - (c) including any indication that the Welsh Ministers are able to give of the likely amount of any compensation, and
  - (d) explaining the effect of sections 50T, 50U(1) and (3) and 50V.
- (2) Before giving a pre-compensation warning the Welsh Ministers must consult the Public Services Ombudsman for Wales.
- (3) The Welsh Ministers must send a copy of a pre-compensation warning to any person they think appropriate (having regard, in particular, to any person who

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*Status: This is the original version (as it was originally enacted).*

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provided information as a result of which the pre-compensation warning is given).

- (4) A pre-compensation warning must—
  - (a) refer to section 6A, and
  - (b) indicate whether or to what extent the Welsh Ministers would accept a voluntary undertaking instead of, or in mitigation of, awarding compensation.
- (5) A pre-compensation warning may be combined with notice under one or more of the following—
  - (a) section 50K,
  - (b) paragraphs 15C, 15E and 15G of Schedule 1.”