



2016 CHAPTER 22

PART 3

Enforcement of licensing requirements

Offences

Agents not named in licence

- 33.—**(1) The owner of a licensed HMO commits an offence if—
- (a) the owner authorises any person to act as a managing agent in relation to the HMO, and
 - (b) the person so authorised is not named in the licence as managing agent of the HMO.
- (2) A person (“A”) commits an offence if—
- (a) A, on behalf of the owner of a licensed HMO, acts as a managing agent in relation to the HMO,
 - (b) A is not named in the licence as managing agent of the HMO, and
 - (c) A does not have a reasonable excuse for doing so.
- (3) For the purposes of this section, a person acts as a managing agent in relation to an HMO if the person—
- (a) does, in relation to the HMO, any of the acts mentioned in paragraph (i), (ii) or (iii) of the definition of “managing agent” in section 88(1), or
 - (b) engages in any other activity or course of activity which constitutes, or assists in, the management of the HMO.

(4) A person guilty of an offence under subsection (1) or (2) is liable on summary conviction to a fine not exceeding £10,000.