

SCHEDULE 2

Domestic premises which are social housing

3. In this Schedule—

“relevant interest” means—

- (a) in respect of premises in England and Wales—
 - (i) the freehold estate, unless the whole of the premises have been let under a registered lease; or
 - (ii) the leasehold estate, unless the whole of the premises have been further let under a registered lease;
- (b) in respect of premises in Scotland—
 - (i) the owner’s interest or right, unless the whole of the premises have been let under a registered lease; or
 - (ii) the lessee’s interest under a lease, unless the whole of the premises have been further let under a registered lease;

“social landlord” means—

- (a) in respect of premises in England—
 - (i) a local housing authority, within the meaning of section 1 of the Housing Act 1985⁽¹⁾;
 - (ii) a housing association, within the meaning of section 5 of the Housing Act 1985⁽²⁾;
 - (iii) a housing trust, within the meaning of section 6 of the Housing Act 1985; or
 - (iv) a charity, within the meaning of section 1 of the Charities Act 2011⁽³⁾;
- (b) in respect of premises in Scotland, a person so described in section 165 of the Housing (Scotland) Act 2010⁽⁴⁾;
- (c) in respect of premises in Wales—
 - (i) a local housing authority, within the meaning of section 1 of the Housing Act 1985;
 - (ii) a housing association, within the meaning of section 5 of the Housing Act 1985;
 - (iii) a housing trust, within the meaning of section 6 of the Housing Act 1985;
 - (iv) a charity, within the meaning of section 1 of the Charities Act 2011;
 - (v) a person listed in section 80(1) of the Housing Act 1985⁽⁵⁾; or
 - (vi) a body registered as a social landlord under Chapter 1 of Part 1 of the Housing Act 1996⁽⁶⁾.

(1) Section 1 was amended by Schedule 8 to the Local Government (Wales) Act 1994 (c. 19).

(2) Section 5 was amended by S.I. 1996/2325, S.I. 2010/866 and Schedule 4 to the Co-operative and Community Benefit Societies Act 2014 (c. 14).

(3) 2011 c. 25.

(4) 2010 asp 17. There are amendments to section 165 which are not relevant.

(5) Section 80(1) was amended by section 83 of, and Schedule 18 to, the Housing Act 1988 (c. 50), Schedules 16 and 18 to the Government of Wales Act 1998 (c. 38), Schedules 19 and 22 to the Localism Act 2011 (c. 20), S.I. 2008/3002 and 2010/866.

(6) 1996 c. 52. Chapter 1 of Part 1 was amended by Schedules 16 and 18 to the Government of Wales Act 1998, Schedule 8 to the Charities Act 2006 (c. 50), section 61 of, and Schedule 16 to, the Housing and Regeneration Act 2008 (c. 17), Schedule 4 to the Co-operative and Community Benefit Societies Act 2014 (c. 14), S.I. 2009/1941 and 2013/496. There are other amendments which are not relevant.