

*Status: Point in time view as at 07/09/2009.*

*Changes to legislation: Leasehold Reform Act 1967, Paragraph 6 is up to date with all changes known to be in force on or before 22 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)*

## SCHEDULES

### SCHEDULE 3

#### VALIDITY OF TENANTS’ NOTICES, EFFECT ON LANDLORD AND TENANT ACT 1954 ETC. AND PROCEDURE GENERALLY

#### PART II

##### *Procedural Provisions*

- 6 (1) A tenant’s notice under Part I of this Act of his desire to have the freehold or an extended lease of a house and premises shall be in the prescribed form, and shall contain the following particulars:—
- (a) the address of the house, and sufficient particulars of the house and premises to identify the property to which the claim extends;
  - (b) such particulars of the tenancy and [<sup>F1</sup>, in the case of a tenancy falling within section 4(1)(i) of this Act,] of the rateable value of the house and premises as serve to identify the instrument creating the tenancy and show that
    - [<sup>F2</sup>(i)] (apart from the operation, if any, of the proviso to section 4(1) of this Act) the tenancy is and has at the material times been a long tenancy at a low rent;
    - [<sup>F2</sup>(ii)] at the material time the rateable value was within the limits specified for the purposes of section 1;]
  - (c) the date on which the tenant acquired the tenancy;
  - <sup>F3</sup>(d) .....
  - [<sup>F4</sup>(e)] in the case of a tenancy falling within section 1(1)(a)(ii) of this Act, the premium payable as a condition of the grant of the tenancy.]
- [<sup>F5</sup>(1A)] [<sup>F6</sup>Where the tenant gives the notice by virtue of section 1AA of this Act, sub-paragraph (1) above shall have effect with the substitution for paragraph (b) of—
- (“ such particulars of the tenancy as serve to identify the instrument creating the tenancy and show that the tenancy is one in relation to which section 1AA(1) of this Act has effect to confer a right to acquire the freehold of the house and premises;”.)]
- (2) Where the tenant gives the notice by virtue of section 6 [<sup>F7</sup>, 6A] or 7 of this Act, sub-paragraph (1)(c) <sup>F8</sup>. . . above shall apply with the appropriate modifications of references to the tenant, so that the notice shall show the particulars bringing the case within section 6 [<sup>F7</sup>, 6A] or 7.
- (3) The notice shall not be invalidated by an inaccuracy in the particulars required by this paragraph or any misdescription of the property to which the claim extends; and where the claim extends to property not properly included in the house and premises, or does not extend to property that ought to be so included, the notice may with the

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leave of the court, and on such terms as the court may see fit to impose, be amended so as to exclude or include that property.

#### **Textual Amendments**

- F1** Words inserted by [S.I. 1990/434, reg. 2, Sch. para. 10\(a\)](#)
- F2** Words inserted (prosp.) by [Housing Act 1980 \(c. 51\), s. 153\(4\), Sch. 21 para. 7](#)
- F3** Sch. 3 para. 6(1)(d) repealed (26.7.2002 for E. and 1.1.2003 for W.) by [2002 c. 15, s. 180, Sch. 14; S.I. 2002/1912, art. 2\(b\)\(ii\), Sch. 1 Pt. 3](#) (subject to transitional provisions and savings in Sch. 2 of the commencing S.I.); [S.I. 2002/3012, art. 2\(b\)\(ii\), Sch. 1 Pt. 3](#) (subject to transitional provisions and savings in Sch. 2 of the commencing S.I.)
- F4** Sch. 3 para. 6(1)(e) inserted by [S.I. 1990/434, reg. 2, Sch. para. 10\(b\)](#)
- F5** Sch. 3 Pt. II para. 6(1A) inserted (1.4.1997) by [1996 c. 52, s. 106, Sch. 9 para. 2\(1\)\(8\); S.I. 1997/618, art. 2\(1\)](#) (with Sch.)
- F6** [Sch. 3 para. 6\(1A\)](#) repealed (7.9.2009 for E.) by [Housing and Regeneration Act 2008 \(c. 17\), s. 325\(1\), Sch. 16; S.I. 2009/2096, art. 2\(2\)\(a\)\(c\)](#) (with [art. 3\(1\)\(2\)](#))
- F7** Words in Sch. 3 para. 6(2) inserted (26.7.2002 for E. and 1.1.2003 for W.) by [2002 c. 15, s. 142\(2\); S.I. 2002/1912, art. 2\(a\)](#) (subject to transitional provisions and savings in Sch. 2 of the commencing S.I.); [S.I. 2002/3012, art. 2\(a\)](#) (subject to transitional provisions and savings in Sch. 2 of the commencing S.I.)
- F8** Words in Sch. 3 para. 6(2) repealed (26.7.2002 for E. and 1.1.2003 for W.) by [2002 c. 15, s. 180, Sch. 14; S.I. 2002/1912, art. 2\(b\)\(ii\), Sch. 1 Pt. 3](#) (subject to transitional provisions and savings in Sch. 2 of the commencing S.I.); [S.I. 2002/3012, art. 2\(b\)\(ii\), Sch. 1 Pt. 3](#) (subject to transitional provisions and savings in Sch. 2 of the commencing S.I.)

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