

Status: Point in time view as at 19/08/2011.

Changes to legislation: Housing Act 1985, Paragraph 5 is up to date with all changes known to be in force on or before 13 September 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

[^{F1}SCHEDULE 3A

CONSULTATION BEFORE DISPOSAL TO PRIVATE SECTOR LANDLORD

Textual Amendments

F1 Sch. 3A inserted by [Housing and Planning Act 1986 \(c. 63, SIF 61\)](#), s. 6(2)(3), [Sch. 1](#)

Consent to be withheld if majority of tenants are opposed

- 5 (1) The Secretary of State shall not give his consent if [^{F2}the result of a ballot arranged under paragraph 3(4) shows] that a majority of the tenants of the dwelling-houses to which the application relates [^{F3}who voted in the ballot] do not wish the disposal to proceed; but this does not affect his general discretion to refuse consent on grounds relating to whether a disposal has the support of the tenants or on any other ground.
- (2) In making his decision the Secretary of State may have regard to any information available to him; and the local authority shall give him such information as to the representations made to them by tenants and others, and other relevant matters, as he may require.]

Textual Amendments

- F2** Words in [Sch. 3A para. 5\(1\)](#) substituted (22.9.2008) by [Housing and Regeneration Act 2008 \(c. 17\)](#), [ss. 294\(3\)\(a\)](#), 325(2) (with s. 294(5)(6))
- F3** Words in [Sch. 3A para. 5\(1\)](#) inserted (22.9.2008) by [Housing and Regeneration Act 2008 \(c. 17\)](#), [ss. 294\(3\)\(b\)](#), 325(2) (with s. 294(5)(6))

Status:

Point in time view as at 19/08/2011.

Changes to legislation:

Housing Act 1985, Paragraph 5 is up to date with all changes known to be in force on or before 13 September 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.