



Housing Act 1985

1985 CHAPTER 68

PART V

THE RIGHT TO BUY

Powers of Secretary of State

168 Effect of direction under s. 167 on existing covenants and conditions.

- (1) If a direction under section 167 so provides, the provisions of this section shall apply in relation to a covenant or condition which—
 - (a) was included in a conveyance or grant executed before the date specified in the direction, and
 - (b) could not have been so included if the conveyance or grant had been executed on or after that date.
- (2) The covenant or condition shall be discharged or (if the direction so provides) modified, as from the specified date, to such extent or in such manner as may be provided by the direction; and the discharge or modification is binding on all persons entitled or capable of becoming entitled to the benefit of the covenant or condition.
- (3) The landlord by whom the conveyance or grant was executed shall, within such period as may be specified in the direction—
 - (a) serve on the person registered as the proprietor of the dwelling-house, and on any person registered as the proprietor of a charge affecting the dwelling-house, a written notice informing him of the discharge or modification, and
 - (b) on behalf of the person registered as the proprietor of the dwelling-house, apply to the Chief Land Registrar (and pay the appropriate fee) for notice of the discharge or modification to be entered in the register.

^{F1}(4)

(5) ^{F2}

Status: Point in time view as at 26/07/2011.

Changes to legislation: Housing Act 1985, Section 168 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)

Textual Amendments

- F1** S. 168(4) repealed by [Land Registration Act 1988 \(c. 3, SIF 98:2\)](#), s. 2, [Sch.](#)
- F2** S. 168(5) repealed (13.10.2003) by [2002 c. 9, ss. 135, 136\(2\), Sch. 13 \(with s. 129, Sch. 12 para. 1\)](#); [S.I. 2003/1275, art. 2\(1\)](#)

Status:

Point in time view as at 26/07/2011.

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