



# Housing Act 1985

## 1985 CHAPTER 68

### PART XIII

#### GENERAL FINANCIAL PROVISIONS

##### *Housing subsidy*

#### **427 Recoupment of subsidy in certain cases.**

- (1) Where housing subsidy has been paid to a [<sup>F1</sup>[<sup>F2</sup>development] corporation <sup>F3</sup>. . .] and it appears to the Secretary of State that—
  - (a) the purpose for which it was paid has not been fulfilled or not completely or adequately or not without unreasonable delay, and
  - (b) that the case falls within rules published by him,he may recover from [<sup>F1</sup>that [<sup>F4</sup>corporation]] the whole or such part of the payment as he may determine in accordance with the rules, with interest from such time and at such rates as he may so determine.
- (2) A sum recoverable under this section may, without prejudice to other methods of recovery, be recovered by withholding or reducing housing subsidy.
- (3) The withholding or reduction under this section of housing subsidy for a year does not affect the base amount for the following year.

#### **Textual Amendments**

- F1** Words substituted by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), s. 194(1), **Sch. 11 para. 83**
- F2** Words in s. 427(1) substituted (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), art. 4, **Sch. 1 para. 16(a)** (with Sch. 2); S.I. 2008/3068, arts. 1(2), **2(1)(b)** (with arts. 6-13)
- F3** Words in s. 427(1) repealed (1.10.1998) by [1998 c. 38, s. 152, Sch. 18 Pt. IV](#) (with ss. 137(1), 139(2), 141(1), 143(2)); S.I. 1998/2244, **art. 4**

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*Status: Point in time view as at 14/03/2012.*

*Changes to legislation: Housing Act 1985, Section 427 is up to date with all changes known to be in force on or before 27 June 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)*

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- F4** Word in s. 427(1) substituted (1.12.2008) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2008 \(S.I. 2008/3002\)](#), art. 4, [Sch. 1 para. 16\(b\)](#) (with Sch. 2); S.I. 2008/3068, arts. 1(2), [2\(1\)\(b\)](#) (with arts. 6-13)

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**Modifications etc. (not altering text)**

- C1** Ss. 421–427A: by [Local Government and Housing Act 1989 \(c. 42, SIF 61\)](#), [s. 79\(3\)](#) it is provided that [sections 421 to 427A](#) of the Housing Act 1985 (which are superseded, in their application to local housing authorities, by that section 79 and sections 80 and 86 of that 1989 Act) shall cease to apply in relation to such authorities

**Status:**

Point in time view as at 14/03/2012.

**Changes to legislation:**

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