



# Landlord and Tenant Act 1987

## 1987 CHAPTER 31

### PART III

#### COMPULSORY ACQUISITION BY TENANTS OF THEIR LANDLORD'S INTEREST

#### 26 Qualifying tenants.

- (1) Subject to subsections (2) and (3), a person is a qualifying tenant of a flat for the purposes of this Part if he is the tenant of the flat under a long lease other than one constituting a tenancy to which Part II of the <sup>M1</sup>Landlord and Tenant Act 1954 applies.
  - (2) A person is not to be regarded as being a qualifying tenant of a flat contained in any particular premises consisting of the whole or part of a building if [<sup>F1</sup>by virtue of one or more long leases none of which constitutes a tenancy to which Part II of the Landlord and Tenant Act 1954 applies, he is the tenant not only of the flat in question but also of at least two other flats contained in those premises].
  - (3) A tenant of a flat under a long lease whose landlord is a qualifying tenant of that flat is not to be regarded as being a qualifying tenant of that flat.
- [<sup>F2</sup>(4) For the purposes of subsection (2) any tenant of a flat contained in the premises in question who is a body corporate shall be treated as the tenant of any other flat so contained and let to an associated company, as defined in section 20(1).]

#### Textual Amendments

**F1** Words substituted by [Housing Act 1988 \(c. 50, SIF 75:1\)](#), s. 119, [Sch. 13 para. 4\(1\)](#)

**F2** S. 26(4) added by [Housing Act 1988 \(c. 50, SIF 75:1\)](#), s. 119, [Sch. 13 para. 4\(2\)](#)

#### Marginal Citations

**M1** [1954 c. 56.](#)

**Changes to legislation:**

Landlord and Tenant Act 1987, Section 26 is up to date with all changes known to be in force on or before 13 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 24(2)(abb) inserted by [2002 c. 15 Sch. 10 para. 14](#)