



Housing Act 1988

1988 CHAPTER 50

PART I

RENTED ACCOMMODATION

CHAPTER IV

PROTECTION FROM EVICTION

30 Variation of scope of 1977 ss. 3 and 4.

- (1) In section 3 of the 1977 Act (prohibition of eviction without due process of law), in subsection (1) for the words “not a statutorily protected tenancy” there shall be substituted “neither a statutorily protected tenancy nor an excluded tenancy”.
- (2) After subsection (2A) of that section there shall be inserted the following subsections—
 - “(2B) Subsections (1) and (2) above apply in relation to any premises occupied as a dwelling under a licence, other than an excluded licence, as they apply in relation to premises let as a dwelling under a tenancy, and in those subsections the expressions “let” and “tenancy” shall be construed accordingly.
 - (2C) References in the preceding provisions of this section and section 4(2A) below to an excluded tenancy do not apply to—
 - (a) a tenancy entered into before the date on which the Housing Act 1988 came into force, or
 - (b) a tenancy entered into on or after that date but pursuant to a contract made before that date, but, subject to that, “excluded tenancy” and “excluded licence” shall be construed in accordance with section 3A below.”
- (3) In section 4 of the 1977 Act (special provisions for agricultural employees) after subsection (2) there shall be inserted the following subsection—

Status: Point in time view as at 06/04/2014.

Changes to legislation: Housing Act 1988, Section 30 is up to date with all changes known to be in force on or before 25 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)

“(2A) In accordance with section 3(2B) above, any reference in subsections (1) and (2) above to the tenant under the former tenancy includes a reference to the licensee under a licence (other than an excluded licence) which has come to an end (being a licence to occupy premises as a dwelling); and in the following provisions of this section the expressions “tenancy” and “rent” and any other expressions referable to a tenancy shall be construed accordingly.”

Status:

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