



Housing Act 1996

1996 CHAPTER 52

PART I

[^{F1}SOCIAL RENTED SECTOR [^{F1}REGULATED BY THE WELSH MINISTERS]]

CHAPTER V

MISCELLANEOUS AND GENERAL PROVISIONS

Housing complaints

51 Schemes for investigation of complaints.

- (1) The provisions of Schedule 2 have effect for the purpose of enabling tenants and other individuals to have complaints against social landlords investigated by a housing ombudsman in accordance with a scheme approved by the Secretary of State.
- (2) For the purposes of that Schedule a “social landlord” means—
 - [^{F1}(a) a [^{F2}private registered provider] of social housing,]
 - (b) a transferee of housing pursuant to [^{F3}—
 - (i) a large scale disposal, within the meaning of section 34 of the Housing Act 1985, for which consent was required under section 32 or 43 of that Act; or
 - (ii) a qualifying disposal that was made] under section 135 of the ^{M1}Leasehold Reform, Housing and Urban Development Act 1993;
 - (c) a body which has acquired dwellings under Part IV of the ^{M2}Housing Act 1988 (change of landlord: secure tenants); or
 - (d) any other body which was at any time registered with [^{F4}the Regulator of Social Housing or] the [^{F5}Housing Corporation, or with Housing for Wales,] and which owns or manages publicly-funded dwellings.
- (3) In subsection (2)(d) a “publicly-funded dwelling” means a dwelling which was—

Status: Point in time view as at 18/06/2012.

Changes to legislation: Housing Act 1996, Cross Heading: Housing complaints is up to date with all changes known to be in force on or before 01 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)

- (a) provided by means of a grant under—
 [F6section 19 of the Housing and Regeneration Act 2008 (financial assistance) where the grant was made on condition that the recipient provides social housing F7 ...]
 section 18 of this Act (social housing grant), or
 section 50 of the Housing Act 1988, section 41 of the M3Housing Associations Act 1985, or section 29 or 29A of the M4Housing Act 1974 (housing association grant)[F8, or a grant from the Greater London Authority which was a grant made on condition that the recipient provides social housing; or]F9 ...
- (b) acquired on a disposal by a public sector landlord.

[F10(3A) In subsection (3) “provides social housing” has the same meaning as in Part 1 of the Housing and Regeneration Act 2008.]

- (4) The Secretary of State may by order add to or amend the descriptions of landlords who are to be treated as social landlords for the purposes of Schedule 2.
- (5) Before making any such order the Secretary of State shall consult such persons as he considers appropriate.
- (6) Any such order shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

[F11(7) This section shall not apply in relation to social landlords in Wales (within the meaning given by [F12 section 41 of the Public Services Ombudsman (Wales) Act 2005]).]

[F13(7) Section 52 shall apply to an order under subsection (4) (with any necessary modifications).]

Textual Amendments

- F1** S. 51(2)(a) substituted (1.4.2010) by Housing and Regeneration Act 2008 (c. 17), **ss. 124(2)(a)**, 325(1); S.I. 2010/862, art. 2 (with Sch.)
- F2** Word in s. 51(2)(a) substituted (1.4.2010) by The Housing and Regeneration Act 2008 (Registration of Local Authorities) Order 2010 (S.I. 2010/844), art. 1(2), **Sch. 2 para. 23(5)**
- F3** Words in s. 51(2)(b) substituted (1.12.2008) by Housing and Regeneration Act 2008 (c. 17), s. 325(1), **Sch. 14 para. 4(2)**; S.I. 2008/3068, art. 4(1)(c) (with arts. 6-13)
- F4** Words in s. 51(2)(d) inserted (1.4.2010) by Housing and Regeneration Act 2008 (c. 17), **ss. 124(2)(b)**, 325(1); S.I. 2010/862, art. 2 (with Sch.)
- F5** Words in s. 51(2)(d) substituted (1.11.1998) by 1998 c. 38, s. 140, **Sch. 16 para. 90(b)** (with ss. 139(2), 141(1), 143(2)); S.I. 1998/2244, **art.5**.
- F6** Words in s. 51(3)(a) inserted (1.4.2010) by The Housing and Regeneration Act 2008 (Consequential Provisions) Order 2010 (S.I. 2010/866), art. 1(2), **Sch. 1 para. 8** (with art. 6, Sch. 3)
- F7** Words in s. 51(3)(a) repealed (1.4.2012) by Localism Act 2011 (c. 20), s. 240(2), Sch. 19 para. 34(2) (a), **Sch. 25 Pt. 31**; S.I. 2012/628, art. 6(i)(j) (with arts. 9, 11, 14, 15, 17)
- F8** Words in s. 51(3)(a) inserted (1.4.2012) by Localism Act 2011 (c. 20), s. 240(2), **Sch. 19 para. 34(2)(b)**; S.I. 2012/628, art. 6(i) (with arts. 9, 11, 14, 15, 17)
- F9** Word in s. 51(3)(a) repealed (1.4.2012) by Localism Act 2011 (c. 20), s. 240(2), **Sch. 25 Pt. 31**; S.I. 2012/628, art. 6(j) (with arts. 9, 11, 14, 15, 17)
- F10** S. 51(3A) inserted (1.4.2012) by Localism Act 2011 (c. 20), s. 240(2), **Sch. 19 para. 34(3)**; S.I. 2012/628, art. 6(i) (with arts. 9, 11, 14, 15, 17)
- F11** S. 51(7) inserted (14.7.2005) by Housing Act 2004 (c. 34), **ss. 228(1)**, 270(7); S.I. 2005/1814, arts. 1(2), 2(c)

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F12 Words in s. 51(7) substituted (1.4.2006) by [Public Services Ombudsman \(Wales\) Act 2005 \(c. 10\), s. 40, Sch. 6 para. 57](#); S.I. 2005/2800, art. 5(1)(3)

F13 S. 51(7) added (1.4.2010) by [Housing and Regeneration Act 2008 \(c. 17\), ss. 124\(2\)\(c\), 325\(1\)](#); S.I. 2010/862, art. 2 (with Sch.)

Modifications etc. (not altering text)

C1 S. 51(2)(d) modified (1.12.2008) by [The Transfer of Housing Corporation Functions \(Modifications and Transitional Provisions\) Order 2008 \(S.I. 2008/2839\), arts. 1\(1\), 3, Sch. para. 5](#) (with art. 6)

Commencement Information

I1 S. 51 wholly in force 1.4.1997; s. 51 not in force at Royal Assent see s. 232(3); s.51 in force for certain purposes at 1.8.1996 by [S.I. 1996/2048, art. 2](#); s. 51(1) in force so far as not already in force and 51(2)–(6) in force at 1.4.1997 by [S.I. 1997/618, art. 2](#) (subject to the limitation in (2) of that art.)

Marginal Citations

M1 1993 c. 28.

M2 1988 c. 50.

M3 1985 c. 69.

M4 1974 c. 44.

^{F14}51A Social Housing Ombudsman for Wales

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Textual Amendments

F14 Ss. 51A-51C repealed (1.4.2006) by [Public Services Ombudsman \(Wales\) Act 2005 \(c. 10\), s. 40, Sch. 6 para. 58, Sch. 7](#); S.I. 2005/2800, art. 5(1)(3) (with Sch. 2)

^{F14}51B Investigation of complaints

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Textual Amendments

F14 Ss. 51A-51C repealed (1.4.2006) by [Public Services Ombudsman \(Wales\) Act 2005 \(c. 10\), s. 40, Sch. 6 para. 58, Sch. 7](#); S.I. 2005/2800, art. 5(1)(3) (with Sch. 2)

^{F14}51C Meaning of “social landlord in Wales”

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Textual Amendments

F14 Ss. 51A-51C repealed (1.4.2006) by [Public Services Ombudsman \(Wales\) Act 2005 \(c. 10\), s. 40, Sch. 6 para. 58, Sch. 7](#); S.I. 2005/2800, art. 5(1)(3) (with Sch. 2)

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