



# Housing Act 1996

## 1996 CHAPTER 52

### PART V

#### CONDUCT OF TENANTS

#### [<sup>F1</sup>CHAPTER 1A]

#### *[<sup>F1</sup>Supplementary*

#### Textual Amendments

- F1** Pt. 5 Ch. 1A inserted (30.6.2004 for E., 30.9.2004 for W. for specified purposes, 30.4.2005 for W. so far as not already in force) by [Anti Social Behaviour Act 2003 \(c. 38\)](#), s. 93, [Sch. 1 para. 1](#); S.I. 2004/1502, [art. 2\(a\)\(iii\)](#); S.I. 2004/2557, [art. 2\(a\)\(ii\)](#); S.I. 2005/1225, [art. 2\(b\)](#)

#### *Jurisdiction of county court*

#### **143N Jurisdiction of county court**

- (1) [<sup>F2</sup>The county] court has jurisdiction—
  - (a) to determine questions arising under this Chapter;
  - (b) to entertain proceedings brought under this Chapter;
  - (c) to determine claims (for whatever amount) in connection with a demoted tenancy.
- (2) The jurisdiction includes jurisdiction to entertain proceedings as to whether a statement supplied in pursuance of section 143M(4)(b) (written statement of certain terms of tenancy) is accurate.
- (3) For the purposes of subsection (2) it is immaterial that no relief other than a declaration is sought.

*Status: Point in time view as at 31/03/2021.*

*Changes to legislation: Housing Act 1996, Cross Heading: Supplementary is up to date with all changes known to be in force on or before 11 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)*

(4) If a person takes proceedings in the High Court which, by virtue of this section, he could have taken in the county court he is not entitled to recover any costs.

<sup>F3</sup>(5) .....

<sup>F3</sup>(6) .....

<sup>F3</sup>(7) .....

#### Textual Amendments

- F2** Words in s. 143N(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 37\(2\)](#); S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F3** Ss. 143N(5)-(7) repealed (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\)](#), s. 148(1), [Sch. 4 para. 258](#), [Sch. 18 Pt. 2](#); S.I. 2006/1014, art. 2(a), [Sch. 1 paras. 11\(v\), 30\(b\)](#)

#### *Meaning of dwelling house*

#### **143O Meaning of dwelling house**

- (1) For the purposes of this Chapter a dwelling-house may be a house or a part of a house.
- (2) Land let together with a dwelling-house must be treated for the purposes of this Chapter as part of the dwelling-house unless the land is agricultural land which would not be treated as part of a dwelling-house for the purposes of Part 4 of the Housing Act 1985.

#### *Members of a person's family*

#### **143P Members of a person's family**

- (1) For the purposes of this Chapter a person is a member of another's family if—
- (a) he is the spouse [<sup>F4</sup> or civil partner ] of that person;
  - (b) he and that person live together as a couple in an enduring family relationship, but he does not fall within paragraph (c);
  - (c) he is that person's parent, grandparent, child, grandchild, brother, sister, uncle, aunt, nephew or niece.
- (2) For the purposes of subsection (1)(b) it is immaterial that two persons living together in an enduring family relationship are of the same sex.
- (3) For the purposes of subsection (1)(c)—
- (a) a relationship by marriage [<sup>F5</sup> or civil partnership ] must be treated as a relationship by blood;
  - (b) a relationship of the half-blood must be treated as a relationship of the whole blood;
  - (c) a stepchild of a person must be treated as his child.]

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#### Textual Amendments

- F4** Words in s. 143P(1)(a) inserted (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), s. 263(2), [Sch. 8 para. 59\(2\)](#); S.I. 2005/3175, art. 2(1), Sch. 1
- F5** Words in s. 143P(3)(a) inserted (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), s. 263(2), [Sch. 8 para. 59\(3\)](#); S.I. 2005/3175, art. 2(1), Sch. 1

**Status:**

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**Changes to legislation:**

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