

Status: Point in time view as at 15/08/2018.

Changes to legislation: Housing Act 1996, Cross Heading: Availability of powers in relation to registered charities. is up to date with all changes known to be in force on or before 10 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)

SCHEDULES

SCHEDULE 1

REGISTERED SOCIAL LANDLORDS: REGULATION

PART IV

INQUIRY INTO AFFAIRS OF REGISTERED SOCIAL LANDLORDS

Availability of powers in relation to registered charities.

- 28 (1) The [^{F1}Relevant Authority] may exercise its powers under paragraphs 20 to 26 in relation to a registered charity only if the charity has [^{F2} received public assistance]^{F3} ...
- ^{F4}(2)
- (3) In relation to a registered charity paragraphs 20 to 26 have effect with the following adaptations—
- (a) references to its affairs are confined to its housing activities and such other activities (if any) as are incidental to or connected with its housing activities;
 - (b) references to its accounts do not include revenue accounts which do not relate to its housing activities, except so far as such accounts are necessary for the auditing of revenue accounts which do so relate or of the balance sheet;
 - (c) a person is a qualified auditor for the purpose of paragraph 22 (extraordinary audit) only if he is an auditor qualified for the purposes of paragraph 18 (accounting and audit requirements for charities).
- (4) The [^{F1}Relevant Authority] shall notify the [^{F5}Charity Commission] upon the exercise in relation to a registered charity of its powers under—
- (a) paragraph 20(1) (inquiry into affairs of registered social landlord),
 - (b) paragraph 23(2)(a) (interim suspension of person ^{F6} ...), or
 - (c) paragraph 24(2)(a) or (b) (removal of person ^{F7} ... or suspension with a view to removal).

Textual Amendments

- F1** Words in Pt. I substituted (1.11.1998) by 1998 c. 38, s. 140, **Sch. 16 para. 82(1)(2)** (with ss. 139(2), 141(1), 143(2)); S.I. 1998/2244, **art.5**.
- F2** Words in Sch. 1 para. 28(1) inserted (18.10.2011) by **Housing (Wales) Measure 2011 (nawm 5)**, s. 90(2), **Sch. para. 20(a)(i)**; S.I. 2011/2475, arts. 1(2), 2(v)
- F3** Words in Sch. 1 para. 28(1) omitted (18.10.2011) by virtue of **Housing (Wales) Measure 2011 (nawm 5)**, s. 90(2), **Sch. para. 20(a)(ii)**; S.I. 2011/2475, arts. 1(2), 2(v)

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- F4** Sch. 1 para. 28(2) omitted (18.10.2011) by virtue of **Housing (Wales) Measure 2011** (nawm 5), s. 90(2), **Sch. para. 20(b)**; S.I. 2011/2475, arts. 1(2), 2(v)
- F5** Words in Sch. 1 para. 28(4) substituted (27.2.2007) by **Charities Act 2006** (c. 50), s. 79(2), **Sch. 8 para. 192(5)**; S.I. 2007/309, art. 2, Sch.
- F6** Words in Sch. 1 para. 28(4)(b) omitted (15.8.2018) by virtue of **Regulation of Registered Social Landlords (Wales) Act 2018** (anaw 4), s. 19(2), **Sch. 2 para. 15(a)**; S.I. 2018/777, art. 3(g)
- F7** Words in Sch. 1 para. 28(4)(c) omitted (15.8.2018) by virtue of **Regulation of Registered Social Landlords (Wales) Act 2018** (anaw 4), s. 19(2), **Sch. 2 para. 15(b)**; S.I. 2018/777, art. 3(g)

29 The [^{F8}Relevant Authority] may not exercise its powers under paragraph 27 in relation to a registered charity.

Textual Amendments

- F8** Words in Pt. I substituted (1.11.1998) by **1998 c. 38**, s. 140, **Sch. 16 para. 82(1)(2)** (with ss. 139(2), 141(1), 143(2)); S.I. 1998/2244, **art.5**.

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