



# Housing Act 2004

## 2004 CHAPTER 34

### PART 1

#### HOUSING CONDITIONS

#### CHAPTER 3

#### EMERGENCY MEASURES

#### *Emergency remedial action*

#### **41 Notice of emergency remedial action**

- (1) The notice required by section 40(7) is a notice which complies with the following requirements of this section.
- (2) The notice must specify, in relation to the hazard (or each of the hazards) to which it relates—
  - (a) the nature of the hazard and the residential premises on which it exists,
  - (b) the deficiency giving rise to the hazard,
  - (c) the premises in relation to which emergency remedial action has been (or is to be) taken by the authority under section 40 and the nature of that remedial action,
  - (d) the power under which that remedial action has been (or is to be) taken by the authority, and
  - (e) the date when that remedial action was (or is to be) started.
- (3) The notice must contain information about—
  - (a) the right to appeal under section 45 against the decision of the authority to make the order, and
  - (b) the period within which an appeal may be made.

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**Changes to legislation:** Housing Act 2004, Section 41 is up to date with all changes known to be in force on or before 02 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) View outstanding changes

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#### Commencement Information

- II** S. 41 wholly in force at 16.6.2006; s. 41 not in force at Royal Assent see s. 270(4)(5); s. 41 in force for E. at 6.4.2006 by S. I. 2006/1060, **art. 2(1)(a)** (with Sch.); s. 41 in force for W. at 16.6.2006 by S. I. 2006/1535, **art. 2(a)** (with Sch.)

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[View outstanding changes](#)

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

- Act savings and transitional provisions for amendments by S.I. 2022/1166 by [S.I. 2022/1172 Regulations](#)

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

- s. 66(1A) inserted by [2016 c. 22 s. 125\(3\)\(a\)](#)
- s. 66(3A)(3B) inserted by [2016 c. 22 s. 125\(3\)\(c\)](#)
- s. 89(1A) inserted by [2016 c. 22 s. 125\(6\)\(a\)](#)
- s. 89(3A)(3B) inserted by [2016 c. 22 s. 125\(6\)\(c\)](#)
- s. 139(7A)(7B) inserted by [2016 c. 22 s. 127\(3\)](#)