



# Housing and Regeneration Act 2008

## 2008 CHAPTER 17

### PART 2

#### REGULATION OF SOCIAL HOUSING

### CHAPTER 8

#### GENERAL

#### *Interpretation*

#### **275 General**

In this Part, except where the context requires otherwise—

“action” includes inaction, proposed action and decision,

“assured agricultural occupancy” has the same meaning as in Part 1 of the Housing Act 1988,

“assured tenancy” has the same meaning as in that Part,

“the Charity Commission” means the Charity Commission for England and Wales,

“committee”, in relation to [<sup>F1</sup>a registered society], means the committee of management or other directing body of the society (including any person co-opted to serve on the committee, whether a member of the society or not),

“consent” means written consent,

“constitution” includes rules,

“conveyance” includes grant, assignment and any other instrument,

“district valuer” has the meaning given by section 622 of the Housing Act 1985 (c. 68),

“dwelling”—

(a) means a house, flat or other building or part of a building occupied or intended to be occupied as a separate dwelling, and

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- (b) includes any garden, yard, outhouse or other appurtenance belonging to, or usually enjoyed with, the dwelling,  
 “the HCA” means the Homes and Communities Agency,  
<sup>F2</sup>  
 ...  
 “local authority” has the same meaning as in the Housing Associations Act 1985,  
 “local housing authority” has the same meaning as in the Housing Act 1985,  
 “maintenance” includes repair,  
 “mismanagement”, in relation to the affairs of a registered provider, means—  
 (a) managed in contravention of a provision of this Part or of anything done under this Part, or  
 (b) otherwise conducted improperly or inappropriately,  
 “non-registrable charity” means a charity which is not required to be registered, in accordance with [<sup>F3</sup>section 30 of the Charities Act 2011,]  
 “notice” means written notice (and to “notify” means to give written notice),  
 [<sup>F4</sup>“preferential creditor”, “preferential debt”, “ordinary preferential debt” and “secondary preferential debt”] have the same meaning as in the Insolvency Act 1986 (c. 45),  
 “price” includes premium,  
 “registered charity” means a charity registered under [<sup>F5</sup>the Charities Act 2011,]  
 “registered company” means a company within the meaning of the Companies Act 2006 (c. 46),  
 [<sup>F6</sup>“registered society” has the same meaning as in the Co-operative and Community Benefit Societies Act 2014,]  
 “rent” includes payments under a licence to occupy accommodation,  
 “representations” means written representations,  
 “secure tenancy” has the same meaning as in Part 4 of the Housing Act 1985 (c. 68),  
 “secured creditor” means a creditor who holds a mortgage or charge (including a floating charge) over—  
 (a) land held by a registered provider, or  
 (b) a present or future interest of a registered provider in rents or other receipts from land,  
 “tenant” in relation to social housing includes other occupiers, and  
 “working day” means a day other than—  
 (a) a Saturday or Sunday,  
 (b) Christmas Day or Good Friday, or  
 (c) a day which is a bank holiday in England and Wales under the Banking and Financial Dealings Act 1971 (c. 80).

### Textual Amendments

- F1** Words in Act substituted (1.8.2014 immediately after s. 1 of the Co-operative and Community Benefit Societies and Credit Unions Act 2010 comes into force) by [Co-operative and Community Benefit Societies Act 2014 \(c. 14\)](#), Sch. 4 para. 122 (with [Sch. 5](#))

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- F2** Words in s. 275 omitted (1.8.2014 immediately after s. 1 of the Co-operative and Community Benefit Societies and Credit Unions Act 2010 comes into force) by virtue of [Co-operative and Community Benefit Societies Act 2014 \(c. 14\), s. 154, Sch. 4 para. 136\(a\)](#) (with Sch. 5)
- F3** Words in s. 275 substituted (14.3.2012) by [Charities Act 2011 \(c. 25\), s. 355, Sch. 7 para. 135\(a\)](#) (with s. 20(2), Sch. 8)
- F4** Words in s. 275 substituted (1.1.2015) by [The Banks and Building Societies \(Depositor Preference and Priorities\) Order 2014 \(S.I. 2014/3486\), arts. 1\(2\), 30\(3\)](#) (with art. 3)
- F5** Words in s. 275 substituted (14.3.2012) by [Charities Act 2011 \(c. 25\), s. 355, Sch. 7 para. 135\(b\)](#) (with s. 20(2), Sch. 8)
- F6** Words in s. 275 inserted (1.8.2014 immediately after s. 1 of the Co-operative and Community Benefit Societies and Credit Unions Act 2010 comes into force) by [Co-operative and Community Benefit Societies Act 2014 \(c. 14\), s. 154, Sch. 4 para. 136\(b\)](#) (with Sch. 5)

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#### Commencement Information

- I1** S. 275 in force at 8.9.2008 for specified purposes by [S.I. 2008/2358, art. 3\(1\)](#)
- I2** S. 275 in force at 1.4.2010 in so far as not already in force by [S.I. 2010/862, art. 2](#) (with Sch.)

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