

Changes to legislation: There are currently no known outstanding effects for the Self-build and Custom Housebuilding Act 2015. (See end of Document for details)

SCHEDULE **E+W**

Section 1

REGISTERS UNDER SECTION 1

Introductory

1 Regulations may make provision in relation to registers under section 1.

Commencement Information

II Sch. para. 1 in force at 1.4.2016 by S.I. 2016/113, reg. 2

The registers

- 2 (1) The regulations may include provision about—
- (a) the form in which a register is to be kept;
 - (b) the content of an entry in a register (including matters not to be included in an entry);
 - (c) amending an entry;
 - (d) removing an entry;
 - (e) the periodic renewal of an entry.
- (2) Provision under sub-paragraph (1)(d) may include provision for a relevant authority to remove an entry—
- (a) at the request of the person registered;
 - (b) where the person has acquired land suitable for building a house;
 - (c) where the person has ceased to be eligible to be entered on its register.
- (3) Provision under sub-paragraph (1)(e) may—
- (a) specify when an entry falls to be renewed;
 - (b) provide for a relevant authority to determine when an entry in its register falls to be renewed.
- (4) The regulations may include provision about reviewing a register.
- (5) Subject to any provision made by the regulations, a relevant authority may determine the form of a register under section 1 and the contents of any entry.

Commencement Information

I2 Sch. para. 2 in force at 1.4.2016 by S.I. 2016/113, reg. 2

Eligibility

- 3 (1) The regulations may make provision about a person's eligibility to be entered on a register.
- (2) The regulations may include provision relating to—
- (a) the circumstances of an individual, including provision about age, nationality and connections to an area;
 - (b) the type of house intended to be built;

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- (c) an individual's ability to fund the acquisition of the land and the building of the house;
- (d) an individual's intentions as regards occupation of the house.

[^{F1}(2A) Regulations relating to the matters set out in sub-paragraph (2) may provide for eligibility to be determined by reference to criteria set by a relevant authority.]

- (3) The regulations may include provision relating to—
- (a) the constitution of an association of individuals,
 - (b) the financial arrangements of an association of individuals, and
 - (c) the constitution and financial arrangements of a body corporate exercising functions on behalf of an association of individuals.

- [^{F2}(4) The regulations may provide—
- (a) that persons who fail to meet particular conditions of eligibility, but who meet the other conditions specified, must be entered on a separate part of the register;
 - (b) that the duty in section 2A does not apply in relation to such persons.]

Textual Amendments

- F1** Sch. para. 3(2A) inserted (13.7.2016) by [Housing and Planning Act 2016 \(c. 22\)](#), **ss. 12(1)(a)**, 216(3); S.I. 2016/733, reg. 3(a)
- F2** Sch. para. 3(4) inserted (13.7.2016) by [Housing and Planning Act 2016 \(c. 22\)](#), **ss. 12(1)(b)**, 216(3); S.I. 2016/733, reg. 3(a)
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Commencement Information

- I3** Sch. para. 3 in force at 1.4.2016 by [S.I. 2016/113](#), **reg. 2**

Applications to be registered etc

- 4 (1) The regulations may make provision about—
- (a) applications to be entered on a register, and
 - (b) applications to renew an entry in a register.
- (2) The regulations may require an applicant to supply information, including information about—
- (a) the applicant;
 - (b) the land that the applicant wants, including the applicant's preferred size, location and price;
 - (c) when the applicant wants to acquire the land;
 - (d) if the application is made by an association of individuals, the individuals (as well as the association);
 - (e) if the application is made by a body corporate exercising functions on behalf of an association of individuals, the association and the individuals (as well as the body corporate).

Commencement Information

- I4** Sch. para. 4 in force at 1.4.2016 by [S.I. 2016/113](#), **reg. 2**

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Right to review

- 5 (1) The regulations may make provision about a right to a review of a decision—
- (a) to refuse an application to be entered on a register,
 - (b) to refuse to renew an entry in a register, or
 - (c) to remove an entry from a register,
- on the ground that the person is not eligible, or is no longer eligible, to be entered on the register.
- (2) The regulations may—
- (a) provide for the time within which a request for a review of a decision must be made;
 - (b) require a relevant authority to review its decision if a request is duly made;
 - (c) require a relevant authority to notify a person of the reason for the decision when notifying the person of its decision;
 - (d) require a relevant authority to notify the person of—
 - (i) the right to request a review of the decision, and
 - (ii) the time within which the request must be made;
 - (e) exclude a review of a decision on a review.

Commencement Information

I5 Sch. para. 5 in force at 1.4.2016 by S.I. 2016/113, reg. 2

Fees

- 6 (1) The regulations may provide for the payment of fees to relevant authorities in connection with their functions under [^{F3}sections 1 and 2A] and this Schedule.
- (2) The regulations may—
- (a) specify the fees payable, or
 - (b) make provision about the fixing of fees by [^{F4}the Secretary of State or] relevant authorities, including provision about determining the amounts of such fees.
- [^{F5}(3) The regulations may specify circumstances in which no fee is to be paid.]

Textual Amendments

- F3** Words in Sch. para. 6(1) substituted (13.7.2016) by Housing and Planning Act 2016 (c. 22), ss. 12(2)(a), 216(3); S.I. 2016/733, reg. 3(a)
- F4** Words in Sch. para. 6(2)(b) inserted (13.7.2016) by Housing and Planning Act 2016 (c. 22), ss. 12(2)(b), 216(3); S.I. 2016/733, reg. 3(a)
- F5** Sch. para. 6(3) inserted (13.7.2016) by Housing and Planning Act 2016 (c. 22), ss. 12(2)(c), 216(3); S.I. 2016/733, reg. 3(a)

Commencement Information

I6 Sch. para. 6 in force at 1.4.2016 by S.I. 2016/113, reg. 2

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