



Housing and Planning Act 2016

2016 CHAPTER 22

PART 5

HOUSING, ESTATE AGENTS AND RENTCHARGES: OTHER CHANGES

Enforcement of estate agents legislation

132 Estate agents: lead enforcement authority

(1) Before section 25 of the Estate Agents Act 1979 insert—

“24A Lead enforcement authority

- (1) In this Act “the lead enforcement authority” means—
 - (a) the Secretary of State, or
 - (b) a person whom the Secretary of State has arranged to be the lead enforcement authority in accordance with subsection (2).
- (2) The Secretary of State may make arrangements for one of the following to be the lead enforcement authority for the purposes of this Act (for the whole of the United Kingdom) instead of the Secretary of State—
 - (a) a local weights and measures authority in Great Britain, or
 - (b) the Department of Enterprise, Trade and Investment in Northern Ireland.
- (3) The arrangements—
 - (a) may include provision for payments by the Secretary of State;
 - (b) may include provision about bringing the arrangements to an end.
- (4) The Secretary of State may by regulations made by statutory instrument make transitional provision for when there is a change in the lead enforcement authority.

Status: Point in time view as at 30/09/2022.

Changes to legislation: Housing and Planning Act 2016, Section 132 is up to date with all changes known to be in force on or before 15 August 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)

- (5) The regulations may relate to a specific change in the lead enforcement authority or to changes that might arise from time to time.”
- (2) In section 26(1) of that Act (enforcement authorities), in paragraph (c), for “Department of Commerce for Northern Ireland” substitute “ Department of Enterprise, Trade and Investment in Northern Ireland ”.
- (3) In section 33(1) of that Act (general interpretation), for the definition of “the lead enforcement authority” substitute—
- ““the lead enforcement authority” has the meaning given by section 24A;”.
- (4) In paragraph 13(9) of Schedule 5 to the Consumer Rights Act 2015 (powers under Part 3 of that Schedule to be exercisable for the purposes of certain functions of the lead enforcement authority) after “Great Britain” insert “ , the Department of Enterprise, Trade and Investment in Northern Ireland or the Secretary of State ”.

Commencement Information

II [S. 132](#) in force at 1.10.2016 by [S.I. 2016/733](#), [reg. 4\(1\)\(a\)](#)

Status:

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