

Status: Point in time view as at 01/04/2024. This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Social Housing (Regulation) Act 2023, Schedule 1. (See end of Document for details)

SCHEDULES

SCHEDULE 1

Section 13

LIMITED LIABILITY PARTNERSHIPS

PART 1

AMENDMENTS OF THE HOUSING AND PLANNING ACT 2016

Introductory

1 The Housing and Planning Act 2016 is amended as set out in paragraphs 2 to 9.

Commencement Information

- I1** Sch. 1 para. 1 not in force at Royal Assent, see [s. 46\(3\)](#)
- I2** [Sch. 1 para. 1](#) in force at 20.9.2023 for specified purposes by [S.I. 2023/1001](#), [reg. 2\(i\)\(v\)](#)
- I3** [Sch. 1 para. 1](#) in force at 1.4.2024 for specified purposes by [S.I. 2024/437](#), [reg. 2\(w\)\(i\)](#)

PROSPECTIVE

Extension of housing administration regime

2 In section 95 (housing administration orders), in subsection (1), after paragraph (a) (i) insert—
“(ia) a limited liability partnership.”

Commencement Information

- I4** Sch. 1 para. 2 not in force at Royal Assent, see [s. 46\(3\)](#)

3 In section 100 (powers of court: meaning of “relevant officer”), in subsection (7), after paragraph (a) insert—
“(aa) in relation to a limited liability partnership, means a member of the partnership.”

Commencement Information

- I5** Sch. 1 para. 3 not in force at Royal Assent, see [s. 46\(3\)](#)

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Commencement Information

- I4** Sch. 1 para. 2 not in force at Royal Assent, see [s. 46\(3\)](#)
I5 Sch. 1 para. 3 not in force at Royal Assent, see [s. 46\(3\)](#)

Restrictions on insolvency procedures

- 4 In section 102 (power to make regulations applying etc insolvency legislation), in subsections (2) and (3), after “relation to” insert “a limited liability partnership”.

Commencement Information

- I6** Sch. 1 para. 4 not in force at Royal Assent, see [s. 46\(3\)](#)
I7 [Sch. 1 para. 4](#) in force at 20.9.2023 by [S.I. 2023/1001](#), [reg. 2\(ii\)\(v\)](#)

- 5 In section 104 (winding-up orders), after subsection (1)(a) insert—
 “(aa) a limited liability partnership”.

Commencement Information

- I8** Sch. 1 para. 5 not in force at Royal Assent, see [s. 46\(3\)](#)
I9 [Sch. 1 para. 5](#) in force at 1.4.2024 by [S.I. 2024/437](#), [reg. 2\(w\)\(ii\)](#)

- 6 In section 105 (voluntary winding up), in subsection (1), after paragraph (a), insert—
 “(aa) a limited liability partnership”.

Commencement Information

- I10** Sch. 1 para. 6 not in force at Royal Assent, see [s. 46\(3\)](#)
I11 [Sch. 1 para. 6](#) in force at 1.4.2024 by [S.I. 2024/437](#), [reg. 2\(w\)\(ii\)](#)

- 7 In section 106 (ordinary administration orders)—
 (a) in subsection (1), in paragraph (a), omit the final “or”;
 (b) after that paragraph insert—
 “(aa) a limited liability partnership, or”.

Commencement Information

- I12** Sch. 1 para. 7 not in force at Royal Assent, see [s. 46\(3\)](#)
I13 [Sch. 1 para. 7](#) in force at 1.4.2024 by [S.I. 2024/437](#), [reg. 2\(w\)\(ii\)](#)

- 8 In section 107 (administrator appointments by creditors)—
 (a) in subsection (1), in paragraph (a), omit the final “or”;
 (b) after that paragraph insert—
 “(aa) a limited liability partnership, or”.

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Commencement Information

- I14** Sch. 1 para. 8 not in force at Royal Assent, see [s. 46\(3\)](#)
I15 Sch. 1 para. 8 in force at 1.4.2024 by [S.I. 2024/437](#), [reg. 2\(w\)\(ii\)](#)

Interpretation

- 9 In section 116 (interpretation of Chapter 5 of Part 2)—
- (a) in subsection (1), in the definition of “the court”, after “company”, in each place it occurs, insert “, limited liability partnership”;
 - (b) in subsection (7), after paragraph (a) insert—
 - “(aa) in relation to a limited liability partnership, are to that provision as it applies to limited liability partnerships otherwise than by virtue of regulations under section 102 (if at all),”.

Commencement Information

- I16** Sch. 1 para. 9 not in force at Royal Assent, see [s. 46\(3\)](#)
I17 Sch. 1 para. 9 in force at 1.4.2024 by [S.I. 2024/437](#), [reg. 2\(w\)\(ii\)](#)

PART 2

AMENDMENTS OF THE HOUSING AND REGENERATION ACT 2008

Introductory

- 10 The Housing and Regeneration Act 2008 is amended as set out in paragraphs 11 to 20.

Commencement Information

- I18** Sch. 1 para. 10 not in force at Royal Assent, see [s. 46\(3\)](#)
I19 Sch. 1 para. 10 in force at 20.9.2023 for specified purposes by [S.I. 2023/1001](#), [reg. 2\(iii\)\(v\)](#)
I20 Sch. 1 para. 10 in force at 1.4.2024 in so far as not already in force by [S.I. 2024/437](#), [reg. 2\(w\)\(iii\)](#)

Notice of registration or de-registration

- 11 In section 120 (notice), in subsection (1)(c), after “charity” insert “or a limited liability partnership”.

Commencement Information

- I21** Sch. 1 para. 11 not in force at Royal Assent, see [s. 46\(3\)](#)
I22 Sch. 1 para. 11 in force at 1.4.2024 by [S.I. 2024/437](#), [reg. 2\(w\)\(iii\)](#)

Accounts

- 12 (1) Section 129 (companies exempt from audit) is amended as follows.

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- (2) In the heading, after “companies” insert “or limited liability partnerships”.
- (3) In subsection (1)(a), after “charity” insert “or is a limited liability partnership”.
- (4) In subsection (2)—
 - (a) after “directors of the company” insert “or members of the limited liability partnership”;
 - (b) for “company’s”, in both places, substitute “registered provider’s”;
 - (c) for “which the company” substitute “which the registered provider”.
- (5) In subsection (3), for “has the same meaning as in” substitute “means accounts prepared in accordance with”.

Commencement Information

I23 Sch. 1 para. 12 not in force at Royal Assent, see [s. 46\(3\)](#)

I24 [Sch. 1 para. 12](#) in force at 1.4.2024 by [S.I. 2024/437](#), [reg. 2\(w\)\(iii\)](#)

- 13 (1) Section 130 (exempt companies: accountant’s report) is amended as follows.
- (2) In the heading, after “companies” insert “or limited liability partnerships”.
 - (3) In subsection (2), for “company’s” substitute “registered provider’s”.
 - (4) In subsection (3)(b), for “company” substitute “registered provider”.
 - (5) For subsection (6) substitute—
 - “(6) In this section and sections 131 and 132—
 - “firm” means any entity, whether or not a legal person, that is not an individual and includes a body corporate, a corporation sole and a partnership or other unincorporated association;
 - “body corporate” includes a body incorporated outside the United Kingdom.”

Commencement Information

I25 Sch. 1 para. 13 not in force at Royal Assent, see [s. 46\(3\)](#)

I26 [Sch. 1 para. 13](#) in force at 1.4.2024 by [S.I. 2024/437](#), [reg. 2\(w\)\(iii\)](#)

- 14 In section 131 (exempt companies: reporting accountant)—
- (a) in the heading, after “companies” insert “or limited liability partnerships”;
 - (b) in subsection (1), for “company”, in both places, substitute “registered provider”.

Commencement Information

I27 Sch. 1 para. 14 not in force at Royal Assent, see [s. 46\(3\)](#)

I28 [Sch. 1 para. 14](#) in force at 1.4.2024 by [S.I. 2024/437](#), [reg. 2\(w\)\(iii\)](#)

- 15 (1) Section 132 (application of Companies Act) is amended as follows.
- (2) In subsection (1)—

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- (a) for “company” substitute “registered provider”;
- (b) for “company’s” substitute “registered provider’s”.

(3) In subsection (2)(e)—

- (a) for “454(4)(b)” substitute “454”;
- (b) for the words from “provision” to the end substitute “section (revised accounts and reports)”.

Commencement Information

I29 Sch. 1 para. 15 not in force at Royal Assent, see **s. 46(3)**

I30 Sch. 1 para. 15 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

16 In section 133 (exempt companies: extraordinary audit)—

- (a) in the heading, after “companies” insert “or limited liability partnerships”;
- (b) in subsections (1), (2) and (4), for “company”, in each place, substitute “registered provider”.

Commencement Information

I31 Sch. 1 para. 16 not in force at Royal Assent, see **s. 46(3)**

I32 Sch. 1 para. 16 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

Commencement Information

I23 Sch. 1 para. 12 not in force at Royal Assent, see **s. 46(3)**

I24 Sch. 1 para. 12 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

I25 Sch. 1 para. 13 not in force at Royal Assent, see **s. 46(3)**

I26 Sch. 1 para. 13 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

I27 Sch. 1 para. 14 not in force at Royal Assent, see **s. 46(3)**

I28 Sch. 1 para. 14 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

I29 Sch. 1 para. 15 not in force at Royal Assent, see **s. 46(3)**

I30 Sch. 1 para. 15 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

I31 Sch. 1 para. 16 not in force at Royal Assent, see **s. 46(3)**

I32 Sch. 1 para. 16 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

17 In section 141 (offences), in subsection (6), omit the words from “not” to the end.

Commencement Information

I33 Sch. 1 para. 17 not in force at Royal Assent, see **s. 46(3)**

I34 Sch. 1 para. 17 in force at 20.9.2023 by S.I. 2023/1001, **reg. 2(iv)(v)**

Moratorium on disposal of land

18 In section 154 (implementation of regulator’s proposals), in subsection (2), after paragraph (aa) insert—

- “(ab) in the case of a limited liability partnership, its members.”.

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Commencement Information

I35 Sch. 1 para. 18 not in force at Royal Assent, see **s. 46(3)**

I36 Sch. 1 para. 18 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

Arrangements and reconstructions

- 19 In section 160 (arrangements and reconstructions)—
- (a) in the heading, after “company” insert “and limited liability partnership”;
 - (b) in subsection (1), after “company” insert “or a limited liability partnership”.

Commencement Information

I37 Sch. 1 para. 19 not in force at Royal Assent, see **s. 46(3)**

I38 Sch. 1 para. 19 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

Meaning of “officer”

- 20 In section 270 (meaning of “officer” of a private registered provider), in the Table, after the entry relating to “Registered company” insert—

“Limited liability partnership	A member of the limited liability partnership”.
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Commencement Information

I39 Sch. 1 para. 20 not in force at Royal Assent, see **s. 46(3)**

I40 Sch. 1 para. 20 in force at 1.4.2024 by S.I. 2024/437, **reg. 2(w)(iii)**

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