



Landlord and Tenant Act 1954

1954 CHAPTER 56 2 and 3 Eliz 2

PART II

SECURITY OF TENURE FOR BUSINESS, PROFESSIONAL AND OTHER TENANTS

General and supplementary provisions

[^{F1}40A. *Duties in transfer cases*

- (1) If a person on whom a notice under section 40(1) or (3) of this Act has been served has transferred his interest in the premises or any part of them to some other person and gives the appropriate person notice in writing—
 - (a) of the transfer of his interest; and
 - (b) of the name and address of the person to whom he transferred it,on giving the notice he ceases in relation to the premises or (as the case may be) to that part to be under any duty imposed by section 40 of this Act.
- (2) If—
 - (a) the person who served the notice under section 40(1) or (3) of this Act (“the transferor”) has transferred his interest in the premises to some other person (“the transferee”); and
 - (b) the transferor or the transferee has given the person required to give the information notice in writing—
 - (i) of the transfer; and
 - (ii) of the transferee’s name and address,the appropriate person for the purposes of section 40 of this Act and subsection (1) above is the transferee.
- (3) If—
 - (a) a transfer such as is mentioned in paragraph (a) of subsection (2) above has taken place; but

Changes to legislation: Landlord and Tenant Act 1954, Section 40A is up to date with all changes known to be in force on or before 08 July 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](#)

(b) neither the transferor nor the transferee has given a notice such as is mentioned in paragraph (b) of that subsection, any duty imposed by section 40 of this Act may be performed by giving the information either to the transferor or to the transferee.]

Textual Amendments

F1 S. 40A inserted (1.6.2004) by [Regulatory Reform \(Business Tenancies\) \(England and Wales\) Order 2003 \(S.I. 2003/3096\)](#), arts. 1(3), **24**

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

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

- s. 34(5) inserted by [2022 c. 46 s. 61\(5\)](#)
- s. 34A inserted by [2022 c. 46 s. 61\(2\)](#)
- s. 34B34C inserted by [2022 c. 46 s. 63](#)
- s. 63(2A)-(2C) inserted by [2022 c. 46 s. 65](#)