
 STATUTORY INSTRUMENTS

1980 No. 1375

HOUSING, ENGLAND AND WALES**The Housing (Right to Buy) (Designated Rural Areas and Designated Regions) (Wales) Order 1980***Made* - - - - 11th September 1980*Laid before Parliament* 12th September 1980*Coming into Operation* 3rd October 1980

The Secretary of State for Wales, in exercise of the powers conferred on him by sections 19(1) and (12), and 151(1) and (3) of the Housing Act 1980(a), and of all other powers enabling him in that behalf, hereby makes the following order:—

Citation, commencement and interpretation

1.—(1) This order may be cited as the Housing (Right to Buy) (Designated Rural Areas and Designated Regions) (Wales) Order 1980 and shall come into operation on 3rd October 1980.

(2) In this order:—

“the 1949 Act” means the National Parks and Access to the Countryside Act 1949(b),

“the 1972 Act” means the Local Government Act 1972(c),

“the 1980 Act” means the Housing Act 1980, and the expressions “county”, “district” and “community” mean the area from time to time contained in the relevant county, district and community for the purposes of the 1972 Act.

Designated Rural Areas

2. Each area specified in the Schedule to this order is hereby designated a rural area for the purposes of section 19 of the 1980 Act.

Designated Regions

3. In relation to a dwellinghouse in Wales other than one to which article 4 of this order applies, which is situated in a National Park or an area designated under section 87 of the 1949 Act as an area of outstanding natural beauty, or an area designated by article 2 of this order as a rural area, the designated region for the purposes of section 19 of the 1980 Act shall be the area comprising the following:

- (i) that National Park or area of outstanding natural beauty or designated rural area, as the case may be; and

 (a) 1980 c. 51.

(b) 1949 c. 97.

(c) 1972 c. 70.

- (ii) so much of the county in which the dwellinghouse is situated as is not within that National Park, area of outstanding natural beauty or designated rural area.

4.—(1) This article applies to dwellinghouses situated in the area designated as an area of outstanding natural beauty for the purposes of the 1949 Act by the Wye Valley Area of Outstanding Natural Beauty (Designation) (Wales) Order 1971.

(2) In relation to a dwellinghouse to which this article applies, the designated region for the purposes of section 19 of the 1980 Act shall be the area comprising the following:

- (a) the area designated by that order, and
(b) so much of the county in which the dwellinghouse is situated as is not within the area designated by that order.

Article 2

THE SCHEDULE

Designated Rural Areas

1. In the County of Dyfed:—

The districts of Preseli, South Pembrokeshire and Ceredigion, with the exception of the communities of Haverfordwest, Milford Haven, Neyland, Johnston, Fishguard and Goodwick, Haroldston St. Issells, Narberth, Pembroke, Aberystwyth, Llanbadarn Fawr, Lampeter, Cardigan, Ysbyty Ystwyth, Gwnnws Issa, Upper Gwnnws, Lower Lledrod, Upper Lledrod, Caron-Uwch-Clawdd, Caron-Is-Clawdd, Llanddewi Brefi, Blaenpennal, Llangeitho, Llanbadarn Odwyn, Gwynfil, Betws Leucu, Nantcwnlle and Gartheli.

2. In the County of Gwynedd:—

The districts of Aberconwy, Arfon, Dwyfor, Ynys Môn and Meirionnydd, with the exception of:

- (a) the communities of Llandudno, Bangor, Llanfairisgaer, Caernarfon, Llanrug, Bethesda, Pwllheli, Porthmadog, Penrhyndeudraeth, Holyhead, Llangeifni and Barmouth;
- (b) those parts of the communities of Llanfairfechan, Penmaenmawr, Conwy, Llanrwst, Ffestiniog and Tywyn which are not within the Snowdonia National Park; and
- (c) that part of the community of Menai Bridge which is not within the Anglesey area of outstanding natural beauty.

Nicholas Edwards

11th September 1980.

Secretary of State for Wales.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Where a dwellinghouse disposed of in pursuance of Chapter I of Part I of the Housing Act 1980 is situated in a National Park, an area designated under section 87 of the National Parks and Access to the Countryside Act 1949 as an area of outstanding natural beauty or an area designated by Order of the Secretary of State as a rural area, the conveyance or grant effecting that disposal may contain a covenant limiting the freedom of the purchaser and his successors in title to dispose of the dwellinghouse.

Such limitation may either preclude the conveyance of the freehold, assignment of the lease or grant of certain kinds of lease or sublease without the consent of the landlord or, alternatively, with the consent of the Secretary of State, or of the Housing Corporation if the landlord is a housing association, the limitation may preclude any further disposal of the dwellinghouse within a period of ten years, unless the landlord is first offered the opportunity to repurchase it, and that offer has been refused.

Under the first of those alternatives the landlord's consent is not to be withheld where the disposal is made to a person who has, throughout the three years immediately preceding the application for consent, had either his only or principal home or his place of work in a region which, or part of which, is comprised in the National Park, area of outstanding natural beauty or designated rural area in which the dwellinghouse is situated. Such rural areas and regions may be designated by Order of the Secretary of State.

This Order designates rural areas in Wales for this purpose, and also designates in respect of dwellinghouses in National Parks, areas of outstanding natural beauty, or rural areas so designated, situated in Wales, a region comprising the Park or area in which the dwellinghouse is situated and, so far as not situated in that Park or area, the county in which it is situated.

SI 1980/1375
ISBN 0-11-007375-4



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