
 S T A T U T O R Y I N S T R U M E N T S

1984 No. 1173

HOUSING, ENGLAND AND WALES

**The Housing (Right to Buy) (Prescribed
Persons) Order 1984**

Made - - - - 1st August 1984

Laid before Parliament 3rd August 1984

Coming into Operation 26th August 1984

The Secretary of State for the Environment, as respects England, and the Secretary of State for Wales, as respects Wales, in exercise of the powers conferred on them by section 151(3) of, and paragraphs 9(2) and 10(2) of Schedule 1A to, the Housing Act 1980(a), and of all other powers enabling them in that behalf, hereby make the following order:—

1.—(1) This order may be cited as the Housing (Right to Buy) (Prescribed Persons) Order 1984 and shall come into operation on 26th August 1984.

(2) In this order “Schedule 1A” means Schedule 1A to the Housing Act 1980.

2. The persons listed in the Schedule to this order and any predecessor of any of those persons are hereby prescribed for the purposes of paragraphs 9(2) and 10(2) of Schedule 1A.

3.—(1) Subject to paragraph (2) below, all circumstances are prescribed for the purposes of paragraphs 9(2) and 10(2) of Schedule 1A.

(2) The prescribed circumstances for the purposes of paragraph 9(2) of Schedule 1A do not include the following circumstances—

(a) if the interest of the landlord belongs to a Minister of the Crown or government department, any case where the dwelling-house is let to a person appointed under section 3(1) of the Prison Act 1952(b); and

(b) if the interest of the landlord belongs to the Trinity House, any case where the dwelling-house is held otherwise than in connection with its functions as a general light-house authority within the meaning of section 634 of the Merchant Shipping Act 1894(c).

(a) 1980 c. 51; Schedule 1A was inserted by section 3(5) of, and Schedule 2 to, the Housing and Building Control Act 1984 (c. 29).

(b) 1952 c.52; section 3(1) was amended by S.I. 1963/597, Schedule 1, and S.I. 1968/1656, article 2(1)(a).

(c) 1894 c. 60.

SCHEDULE

Article 2.

An area board established by section 1(2) of the Electricity Act 1947 **(a)**.
 A community council.
 An education and library board established under the Education and Libraries (Northern Ireland) Order 1972 **(b)**.
 A fire authority for the purposes of the Fire Services Acts 1947 to 1959.
 A government department.
 An internal drainage board within the meaning of section 6 of the Land Drainage Act 1976 **(c)**.
 A Minister of the Crown.
 A parish council and the trustees of a parish without a parish council.
 A passenger transport executive established under Part II of the Transport Act 1968 **(d)**.
 A police authority.
 A water authority established in accordance with section 2 of the Water Act 1973 **(e)** and a water authority in Scotland as constituted under section 148 of the Local Government (Scotland) Act 1973 **(f)**.
 The Agricultural and Food Research Council.
 The British Airports Authority.
 The British Broadcasting Corporation.
 The British Gas Corporation.
 The British Railways Board.
 The British Steel Corporation.
 The British Waterways Board.
 The Central Electricity Generating Board.
 The Civil Aviation Authority.
 The Commissioners of Northern Lighthouses.
 The Countryside Commission for Scotland.
 The Electricity Council.
 The Fire Authority for Northern Ireland established under the Fire Services (Northern Ireland) Order 1973 **(g)**.
 The Highlands and Islands Development Board.
 The Lake District Special Planning Board.
 London Regional Transport.
 The Medical Research Council.
 The National Bus Company.
 The National Coal Board.
 The National Library of Wales.
 The National Museum of Wales.
 The Natural Environment Research Council.
 The Nature Conservancy Council.
 The North of Scotland Hydro-Electric Board.
 The Northern Ireland Electricity Service established under the Electricity Supply (Northern Ireland) Order 1972 **(h)**.
 The Northern Ireland Transport Holding Company established under the Transport Act (Northern Ireland) 1967 **(i)**.

(a) 1947 c. 54.**(c)** 1976 c. 70.**(e)** 1973 c. 37.**(g)** S.I. 1973/601 (N.I. 9).**(i)** 1967 c. 37 (N.I.).**(b)** S.I. 1972/1263 (N.I. 12).**(d)** 1968 c. 73.**(f)** 1973 c. 65.**(h)** S.I. 1972/1072 (N.I. 9).

The Peak Park Joint Planning Board.
The Police Authority for Northern Ireland.
The Post Office.
The Science and Engineering Research Council.
The Scottish Sports Council.
The South of Scotland Electricity Board.
The Sports Council.
The Sports Council for Wales.
The Trinity House.
The United Kingdom Atomic Energy Authority.
The Welsh Development Agency.

Patrick Jenkin,
Secretary of State for the Environment.

1st August 1984.

Signed by authority of the Secretary of State for Wales.

Wyn Roberts,
Parliamentary Under Secretary of State,
Welsh Office.

1st August 1984.

EXPLANATORY NOTE

(This note is not part of the order.)

Under the Housing Act 1980 qualification for the right to buy and entitlement to discount depend on periods spent as a tenant of a public sector landlord. The Act also requires discount obtained on a previous purchase from a public sector landlord to be taken into account in calculating discount on a later purchase under the right to buy. Paragraph 9(2) of Schedule 1A to the Act lists certain persons who are to be treated as public sector landlords for these purposes. This order prescribes certain additional persons who are also to be treated as public sector landlords for these purposes (article 2 and the Schedule). It also prescribes the circumstances in which they are to be so treated (article 3).

SI 1984/1173
ISBN 0-11-047173-3

