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STATUTORY INSTRUMENTS

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**1991 No. 982**

**LOCAL GOVERNMENT, ENGLAND AND WALES**

**HOUSING, ENGLAND AND WALES**

**The Houses in Multiple Occupation (Charges  
for Registration Schemes) Regulations 1991**

*Approved by both Houses of Parliament*

*Made - - - - 9th April 1991*

*Coming into force - - 30th April 1991*

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 sections 150 and 152(5) of the Local Government and Housing Act 1989<sup>(1)</sup>, and of all other powers enabling them in that behalf, after consultation with such representatives of local government as appear to them to be appropriate, hereby make the following Regulations, a draft of which has been laid before, and has been approved by resolution of, each House of Parliament:—

**Citation and commencement**

1. These Regulations may be cited as the Houses in Multiple Occupation (Charges for Registration Schemes) Regulations 1991 and shall come into force on the twenty-first day after the day on which they are made.

**Interpretation and application**

2.—(1) In these Regulations—

“the Act” means the Housing Act 1985<sup>(2)</sup>;

“control provisions”, “local housing authority” and “registration scheme” have the same meanings as in Part XI of the Act;

“house” means a house in multiple occupation within the meaning of that Part or, as the circumstances of the case require, a building or part of a building intended to be used as such a house.

(2) These Regulations do not apply as regards houses—

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(1) 1989 c. 42.

(2) 1985 c. 68; relevant amendments are made to this Act by paragraphs 45 to 48 of Schedule 9 to the Local Government and Housing Act 1989.

- (a) in respect of which registration is required under the Registered Homes Act 1984<sup>(3)</sup>; or
- (b) which are owned or managed by a registered housing association, within the meaning of the Housing Associations Act 1985<sup>(4)</sup>.

**Power to charge in respect of registration schemes for houses in multiple occupation**

3.—(1) A local housing authority may impose a charge in respect of their dealing with—

- (a) a notification regarding a house as mentioned in section 346(3)(b) and (c) of the Act in pursuance of a registration scheme, or
- (b) an application for the registration, or the variation of the registration, of a house in pursuance of control provisions contained in such a scheme.

(2) A charge imposed under these Regulations is payable by the person making the notification or applying for the registration (or the variation of the registration), as the case may be.

**Amount of charge**

4.—(1) Subject to paragraph (2), the amount of a charge is to be at the local housing authority's discretion, and in determining that amount the authority may have regard to, and include an element for, their costs of establishing the registration scheme and maintaining the register concerned, in so far as such costs are incurred on or after the day these Regulations come into force.

(2) The amount of a charge is subject to a maximum amount of—

- (a) in the case of a notification, £40, and
- (b) in the case of an application, £30 multiplied by the number of rooms in the house available as sleeping accommodation;

and, for the purpose of sub-paragraph (b), a room is available as sleeping accommodation if it is of a type normally used in the locality either as a living room or a bedroom.

9th April 1991

*Michael Heseltine*  
Secretary of State for the Environment

9th April 1991

*David Hunt*  
Secretary of State for Wales

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(3) 1984 c. 23.  
(4) 1985 c. 69.

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations enable local housing authorities to make charges for dealing with—

- (a) notifications, made in accordance with a registration scheme for houses in multiple occupation, that a house is registrable and as to other particulars required by the scheme, and
- (b) applications for registration (or the variation of registration) of a house under such a scheme where the scheme contains control provisions preventing multiple occupation without registration.

The amount which may be charged is at the discretion of the authority, subject to a maximum of—

- (a) in the case of such a notification, £40, or
- (b) in the case of such an application, £30 multiplied by the number of rooms in the house available as sleeping accommodation.