

SCHEDULE

Additional details with regard to certain applications

Applications made under the 1985 Act

Applications relating to demolition orders

45.—(1) This paragraph applies to an application under section 269(1) of the 1985 Act(1) (appeal by person aggrieved by demolition order).

(2) The specified documents are—

- (a) a copy of the demolition order made under section 265 of the 1985 Act (including any schedule to it); and
- (b) the statement of reasons; and
- (c) where the ground or one of the grounds of the application is that one of the courses of action mentioned in section 269A(2)(2) of the 1985 Act is the best course of action in relation to the hazard, a statement identifying that course of action with the applicant's reasons for considering it the best course.

(3) The specified respondent is the LHA.

46.—(1) This paragraph applies to an application under section 272(1) or (2)(a) of the 1985 Act (application in connection with recovery of LHA's expenses in executing demolition order under section 271 of the 1985 Act including determination of contributions by joint owners).

(2) The specified documents are—

- (a) a copy of the demolition order made under section 265 of the 1985 Act (including any schedule to it);
- (b) the statement of reasons; and
- (c) a statement of—
 - (i) the expenses incurred by the LHA under section 271 of the 1985 Act (execution of demolition order);
 - (ii) the amount (if any) realised by the sale of materials; and
 - (iii) the amount the LHA seeks to recover from an owner of the premises.

(3) The specified respondent is the owner of the premises(3).

47.—(1) This paragraph applies to an application under section 272(2)(b) of the 1985 Act (application by owner of premises for determination of contribution to LHA's expenses to be paid by another owner).

(2) The specified documents are—

- (a) a copy of the demolition order made under section 265 of the 1985 Act (including any schedule to it);
- (b) the statement of reasons; and
- (c) a statement of—
 - (i) the owners' respective interests in the premises; and

(1) Sections 269, 272 and 317 of the 1985 Act were amended by section 48 of the 2004 Act.

(2) Section 269A of the 1985 Act was inserted by paragraph 15 of Schedule 15 to the 2004 Act.

(3) See section 322 of the 1985 Act, which defines "owner" in relation to premises. Section 322 was amended by section 65(1) of, and paragraph 26 of Schedule 15 to, the 2004 Act.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(ii) their respective obligations and liabilities in respect of maintenance and repair under any covenant or agreement, whether express or implied.

(3) The specified respondent is the owner from whom the applicant seeks a contribution to the LHA's expenses.

48.—(1) This paragraph applies to an application under section 317(1) of the 1985 Act (application by lessor or lessee of premises in respect of which demolition order has become operative, for an order varying or determining lease).

(2) The specified documents are—

- (a) a copy of the demolition order made under section 265 of the 1985 Act (including any schedule to it);
- (b) the statement of reasons;
- (c) a copy of the relevant lease; and
- (d) a statement of the name and address of any other party to the lease and of any party to an inferior lease.

(3) The specified respondent is the other party to the lease.