
STATUTORY INSTRUMENTS

2012 No. 1821

The Housing (Right to Manage) (England) Regulations 2012

PART 4

IMPLEMENTATION STAGE

Duty to enter into TMO agreement

16.—(1) Subject to regulation 17, where—

- (a) a majority of the tenants who voted in the ballot under regulation 15(2), and
- (b) a majority of the secure tenants who voted in that ballot,

have accepted the offer, the authority must within 9 months of the date of the authority's notification under regulation 15(3), enter into a TMO agreement with the TMO.

(2) That TMO agreement must take into account any guidance issued from time to time by the Secretary of State relating to TMO agreements.

Incorporation of TMO

17. Unless within 9 months of the local authority's notification under regulation 15(3), the TMO is registered as—

- (a) an Industrial and Provident Society under the Industrial and Provident Societies Act 1965⁽¹⁾; or
- (b) a company under the Companies Act 2006⁽²⁾;

the proposal notice is deemed to be withdrawn and the authority is not required to enter into a TMO agreement.

(1) 1965 c.12.
(2) 2006 c.46.