

SCHEDULE

Excluded tenancies

Hostels and refuges

- 4.—(1) A tenancy that grants a right of occupation of accommodation in a hostel or refuge.
- (2) In this paragraph “hostel” means a building which satisfies the following two conditions.
- (3) The first condition is that the building is used for providing to persons generally, or to a class of persons—
- (a) residential accommodation otherwise than in separate and self contained premises; and
 - (b) board or facilities for the preparation of food adequate to the needs of those persons (or both).
- (4) The second condition is that either of the following applies in relation to the building—
- (a) it is managed by a private registered provider of social housing;
 - (b) it is not operated on a commercial basis and its costs of operation are provided wholly or in part by a government department or agency, or by a local authority;
 - (c) it is managed by a voluntary organisation or charity.
- (5) In this paragraph “refuge” means a building which satisfies the second condition in sub-paragraph (4) and is used wholly or mainly for providing accommodation to persons who have been subject to any incident, or pattern of incidents, of—
- (a) controlling, coercive or threatening behaviour;
 - (b) physical violence;
 - (c) abuse of any other description (whether physical or mental in nature); or
 - (d) threats of any such violence or abuse.
- (6) In this paragraph “government department” includes any body or authority exercising statutory functions on behalf of the Crown.
- (7) In this paragraph “voluntary organisation” means a body, other than a public or local authority, whose activities are not carried on for profit.