
STATUTORY INSTRUMENTS

2019 No. 386

**The Client Money Protection Schemes for Property Agents
(Requirement to Belong to a Scheme etc.) Regulations 2019**

Enforcement

5.—(1) It is the duty of every local authority in England⁽¹⁾ to enforce the requirements of regulations 3 and 4 in its area, subject to regulation 8(3).

(2) A breach of regulation 3 or 4 by a property agent is taken to have occurred in each local authority area in England in which—

- (a) the agent has premises; or
- (b) housing is situated in relation to which the property agent's English letting agency work⁽²⁾ or English property management work⁽³⁾ is undertaken.

(3) A local authority in England must have regard to any guidance given by the Secretary of State about the exercise of its functions under these Regulations.

⁽¹⁾ See section 135(5) of the Housing and Planning Act 2016 for the definition of local authority in England.

⁽²⁾ See section 54(5) of the Housing and Planning Act 2016 for the definition of English letting agency work.

⁽³⁾ See section 55(3) of the Housing and Planning Act 2016 for the definition of English property management work.