

Housing Act 1964

1964 CHAPTER 56

An Act to set up a new body to assist housing societies to provide housing accommodation, to confer powers and duties on local authorities to compel the carrying out of works for the improvement of dwellings which are without all or any of the standard amenities, to amend the law relating to the giving of financial assistance for the improvement of housing accommodation, to make further provision as to the powers and duties of local authorities as respects houses let in lodgings or occupied by more than one family, to amend the provisions of the Clean Air Act 1956 relating to the making of contributions to expenditure incurred in the adaptation of fireplaces in private dwellings, and to amend in other respects the law relating to housing. [16th July 1964]

Modifications etc. (not altering text)

- C1** Functions of the Minister under this Act (except ss. 20(4), 46(7), 51(6)(7), 56(6), Sch. 1 and the giving of general directions under s. 57(6)) now exercisable (W.) by Secretary of State: [S.I. 1965/319](#), art. 2(1), [Sch. 1 Pt. I](#), Pt. II para. 12(2)

PART I

1—12. ^{F1}

Textual Amendments

- F1** Pt. I (ss. 1–12) repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, [Sch. 1 Pts. I, II](#)

Status: Point in time view as at 27/08/1993.
Changes to legislation: There are currently no known outstanding effects for the Housing Act 1964. (See end of Document for details)

PARTS II, III

13— **F2**
44.

Textual Amendments
F2 Ss. 13–44 repealed with saving by Housing Act 1974 (c. 44), **Sch. 15** and S.I. 1974/1791, **Sch. 2 para. 1**

45— **F3**
49.

Textual Amendments
F3 Ss. 45–49, 55, 61, 62 repealed by (S.) Housing (Financial Provisions) (Scotland) Act 1968 (c. 31), **Sch. 10** and (E.W.) Housing Act 1969 (c. 33), **Sch. 10**

50— **F4**
54.

Textual Amendments
F4 Ss. 50–54, 56, 60 repealed by Housing Act 1969 (c. 33), **Sch. 10**

55 **F5**

Textual Amendments
F5 Ss. 45–49, 55, 61, 62 repealed by (S.) Housing (Financial Provisions) (Scotland) Act 1968 (c. 31), **Sch. 10** and (E.W.) Housing Act 1969 (c. 33), **Sch. 10**

56 **F6**

Textual Amendments
F6 Ss. 50–54, 56, 60 repealed by Housing Act 1969 (c. 33), **Sch. 10**

57 **F7**

Status: Point in time view as at 27/08/1993.
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effects for the Housing Act 1964. (See end of Document for details)

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Textual Amendments

F7 Ss. 57, 59 repealed with saving by Housing Act 1974 (c. 44), **Sch. 15** and S.I. 1974/1791, **Sch. 2 para. 2**

58 **F8**

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Textual Amendments

F8 S. 58 repealed by Housing (Scotland) Act 1966 (c. 49), **Sch. 10 Pt. I**

59 **F9**

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Textual Amendments

F9 Ss. 57, 59 repealed with saving by Housing Act 1974 (c. 44), **Sch. 15** and S.I. 1974/1791, **Sch. 2 para. 2**

60 **F10**

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Textual Amendments

F10 Ss. 50–54, 56, 60 repealed by Housing Act 1969 (c. 33), **Sch. 10**

61, 62. **F11**

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Textual Amendments

F11 Ss. 45–49, 55, 61, 62 repealed by (S.) Housing (Financial Provisions) (Scotland) Act 1968 (c. 31), **Sch. 10** and (E.W.) Housing Act 1969 (c. 33), **Sch. 10**

63 **F12**

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Textual Amendments

F12 Ss. 63, 105, 108(2), **Sch. 5** repealed by Statute Law (Repeals) Act 1981 (c. 19), s. 1(1), **Sch. 1 Pt. VI**

Status: Point in time view as at 27/08/1993.
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PART IV

64 ^{F13}
91.

Textual Amendments
F13 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, **Sch. 1 Pt. I**

PART V

92 ^{F14}

Textual Amendments
F14 S. 92 repealed, as respects payments for 1972–3 and subsequent years, by (S.) [Housing \(Financial Provisions\) \(Scotland\) Act 1972 \(c. 46\)](#), s. 79(3), **Sch. 11 Pt. III** and (E.W.) [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 11 Pt. III**

93 ^{F15}

Textual Amendments
F15 S. 93 repealed, as respects payments for 1972–3 and subsequent years, by (S.) [Housing \(Financial Provisions\) \(Scotland\) Act 1972 \(c. 46\)](#), s. 79(3), **Sch. 8 para. 8(4)**, **Sch. 11 Pt. III** and (E.W.) [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 8 para. 2** Table C, Sch. 11 Pt. III

94 ^{F16}

Textual Amendments
F16 S. 94 repealed by [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 11 Pt. VI**

Miscellaneous

^{F17}**95**

Textual Amendments
F17 S. 95 repealed (27.8.1993) by [1993 c. 11](#), ss. 67(3), 68(2), **Sch.6**.

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96 F18

Textual Amendments

F18 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, **Sch. 1 Pt. I**

97 (1) F19
(2) F20

Textual Amendments

F19 S. 97(1) repealed, as respects payments for 1972–3 and subsequent years, by [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 11 Pt. III**
F20 S. 97(2) repealed by [Housing \(Financial Provisions\) \(Scotland\) Act 1968 \(c. 31\)](#), **Sch. 10**

98 F21

Textual Amendments

F21 S. 98 repealed, as respects payments for 1972–3 and subsequent years, by [Housing \(Financial Provisions\) \(Scotland\) Act 1972 \(c. 46\)](#), s. 79(3), **Sch. 11 Pt. III**

99 F22

Textual Amendments

F22 Ss. 99, 101(2) repealed by [Housing \(Financial Provisions\) \(Scotland\) Act 1968 \(c. 31\)](#), **Sch. 10**

100 Amendment of s. 10(1) of Scottish Act of 1957.

Section 10 of the Scottish Act of 1957 (which empowers a local authority to make a town development scheme for the carrying out of development in conjunction with any housing accommodation proposed to be provided in their district in pursuance of arrangements such as are mentioned in section 8(1) of that Act) shall empower a local authority to include in a town development scheme proposals for the carrying out of development in conjunction with any housing accommodation already provided in their district in pursuance of any such arrangements,

..... F23

Textual Amendments

F23 Words amend [Housing and Town Development \(Scotland\) Act 1957 \(c. 38\)](#), s. **10(1)**

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[^{F24}101 †Power to counties and large burghs in Scotland to contribute towards expense of housing elderly, infirm or handicapped persons.

(1) [^{F25}A regional or islands council]in Scotland may make any contribution they think fit towards expenditure incurred by a local authority in connection with—

(a) the provision, maintenance and management, under the [^{F26M1}Housing (Scotland) Act 1966], of housing accommodation for elderly, infirm or handicapped persons; and

(b) the exercise, in relation to housing accommodation so provided, or for the benefit of persons occupying such accommodation, of any of their functions under section [^{F26}139, 140 or 141].

(2)^{F27}]

Textual Amendments

F24 S. 101 repealed (S.) by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(3), Sch. 24

F25 Words substituted by Local Government (Scotland) Act 1973 (c. 65), Sch. 12 para. 5

F26 Words substituted by virtue of Housing (Scotland) Act 1966 (c. 49), s. 212(5)

F27 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61), s. 3, Sch. 1 Pt. I

Modifications etc. (not altering text)

C2 Unreliable marginal note.

Marginal Citations

M1 1966 c. 49.

102,^{F28}
103.

Textual Amendments

F28 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61), s. 3, Sch. 1 Pt. I

Supplemental

104^{F29}

Textual Amendments

F29 S. 104 repealed by Housing Finance Act 1972 (c. 47), s. 108(4), Sch. 11 Pt. VI

105^{F30}

Status: Point in time view as at 27/08/1993.

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Textual Amendments

F30 Ss. 63, 105, 108(2), Sch. 5 repealed by Statute Law (Repeals) Act 1981 (c. 19), s. 1(1), **Sch. 1 Pt. VI**

106 **F31**

Textual Amendments

F31 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61), s. 3, **Sch. 1 Pt. I**

107 General application to Scotland.

The provisions of this section shall, in addition to any express provision for the application to Scotland of any provision of this Act, have effect for the general application of this Act to Scotland, that is to say—

- (a) for any reference in this Act to a mortgage, a mortgagor or a mortgagee there shall be substituted respectively a reference to a heritable security, a debtor in a heritable security and the creditor in a heritable security;
- (b) “heritable security” has the same meaning in this Act as in the ^{M2}Conveyancing (Scotland) Act 1924 except that it includes a security constituted by ex facie absolute disposition or assignation;
- (c) **F32**
- (d) **F33**

Textual Amendments

F32 S. 107(c) repealed by Rent (Scotland) Act 1971 (c. 28), **Sch. 20**

F33 S. 107(d)–(f) repealed by Housing (Scotland) Act 1966 (c. 49), **Sch. 10 Pt. I**

Marginal Citations

M2 1924 c. 27.

108 Short title, citation, repeals, extent and commencement.

- (1) This Act may be cited as the Housing Act 1964, and—
 - (a) **F34**
 - (b) the Housing (Scotland) Acts 1950 to 1962 and this Act may be cited together as the Housing (Scotland) Acts 1950 to 1964.
- (2) **F35**
- (3) This Act, . . . ^{F36}, shall not extend to Northern Ireland.
- (4) ^{F37}, this Act shall come into force at the expiration of the period of one month beginning with the date on which it is passed.
- (5) **F34**

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Textual Amendments

- F34** Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1–4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, **Sch. 1 Pt. I**
- F35** Ss. 63, 105, 108(2), Sch. 5 repealed by [Statute Law \(Repeals\) Act 1981 \(c. 19\)](#), s. 1(1), **Sch. 1 Pt. VI**
- F36** Words repealed by [House of Commons Disqualification Act 1975 \(c. 24\)](#), **Sch. 3**
- F37** Words repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, **Sch. 1 Pt. I**

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SCHEDULES

SCHEDULES 1—

4.
F38

Textual Amendments

F38 Pt. IV (ss. 64–91), ss. 96, 102, 103, 106, 108(1)(a)(5), Schs. 1—4 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, [Sch. 1 Pt. I](#)

SCHEDULE

5.
F39

Textual Amendments

F39 Ss. 63, 105, 108(2), Sch. 5 repealed by [Statute Law \(Repeals\) Act 1981 \(c. 19\)](#), s. 1(1), [Sch. 1 Pt. VI](#)

Status:

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Changes to legislation:

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