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STATUTORY INSTRUMENTS

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**2018 No. 1040**

**REGULATORY REFORM, ENGLAND  
HOUSING, ENGLAND**

**The Legislative Reform (Regulator of  
Social Housing) (England) Order 2018**

*Made - - - - 30th September 2018*

*Coming into force in accordance with article 1*

**THE LEGISLATIVE REFORM (REGULATOR OF  
SOCIAL HOUSING) (ENGLAND) ORDER 2018**

1. Citation, commencement and interpretation
2. Transfer of functions from the HCA to the Regulator of Social Housing  
Signature

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SCHEDULE — Transfer of Functions from the HCA to the Regulator of Social  
Housing

PART 1 — Establishment of the Regulator of Social Housing

1. The Housing and Regeneration Act 2008 is amended as follows....
2. In section 2 (the HCA: objects), omit subsection (1A).
3. In section 4(6) (powers of the HCA: general), omit paragraph...
4. In section 19 (financial assistance), after subsection (1), insert—
5. In section 31 (duties in relation to social housing)—
6. In section 32 (recovery etc of social housing assistance) after...
7. In section 34 (determinations under sections 32 and 33)—
8. After section 36 insert— Co-operation with the Regulator of Social...
9. In section 42 (agency arrangements with UDCs)—
10. In section 46 (guidance by the Secretary of State), omit...
11. In section 47 (directions by the Secretary of State), omit...
12. In the Table in section 58 (Part 1: index of...
13. In section 60(4) (structural overview of Part 2), in the...
14. After the heading for Chapter 2 of Part 2 insert—...
15. Omit the heading above section 92A and sections 92A to...

*Status: This is the original version (as it was originally made).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

16. After section 92K insert— Procedure etc. Committees (1) The regulator may establish committees and sub-committees.
17. In section 94 (studies), omit subsection (3).
18. Before section 100 insert— Remuneration (1) The regulator may pay to or in respect of...
19. In section 100 (charging), omit subsection (2).
20. After section 100 insert— Assistance by Secretary of State (1) The Secretary of State may make payments to the...
21. In section 112(4) (duty to consult before setting criteria for...
22. In section 117 (the regulator: fees)— (a) in subsection (9)...
23. In section 146 (duration of moratorium), after subsection (7), insert—...
24. In section 147 (further moratorium) in subsection (4), before paragraph...
25. In section 196 (consultation on standards and codes of practice)...
26. In section 197 (direction by Secretary of State), in subsection...
27. In section 202 (inspections: supplemental)— (a) in subsection (6) after...
28. In section 216 (consultation on use of intervention powers), at...
29. In section 222 (notifying HCA etc), before paragraph (aa), insert—...
30. In section 230 (penalty notices: warning), in subsection (2), before...
31. After section 231 insert— Notifying the HCA If the regulator imposes a penalty on a registered provider...
32. In section 242 (compensation notices: warning), in subsection (3), before...
33. In section 248 (management tender: supplemental)— (a) in subsection (4)...
34. In section 250 (management transfer: supplemental)— (a) in subsection (4),...
35. In section 252 (appointment of manager: supplemental)—
36. In the Table in section 276 (index of defined terms)—...
37. In Schedule 1 (the Homes and Communities Agency)—  
PART 2 — Amendments consequential on Part 1
38. Public Records Act 1958
39. Parliamentary Commissioner Act 1967
40. House of Commons Disqualification Act 1975
41. Freedom of Information Act 2000
42. Equality Act 2010
43. Official Statistics Order 2013
44. Equality Act 2010 (Specific Duties and Public Authorities) Regulations 2017  
PART 3 — Transfer of Property, Rights and Liabilities
45. Transfer of property, rights and liabilities
46. Employment contracts: transfer of rights and liabilities
47. Interpretation  
PART 4 — Transitional and Savings Provisions
48. General transitional and saving provisions
49. Membership of the Regulator: transitional provision

Explanatory Note