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WELSH STATUTORY INSTRUMENTS

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**2014 No. 11**

**The Mobile Homes (Wales) Act 2013 (Commencement,  
Transitional and Saving Provisions) Order 2014**

**Saving Provisions – sale or gift of a mobile home**

- 4.—(1) This article comes into force on 1 October 2014.
- (2) This article applies where, before 1 October 2014, the occupier of a mobile home has served on the owner a request under paragraph 8(1A) of Chapter 2 of Part 1 of Schedule 1 to the 1983 Act (sales) (including under that provision as applied by paragraph 9(2) of that Chapter (gifts)).
- (3) Notwithstanding article 3—
- (a) paragraphs 9 to 13 of Chapter 2 of Part 1 of Schedule 2 to the 2013 Act do not apply in relation to the request; and
  - (b) paragraph 8 or 9 (as the case may be) of Chapter 2 of Part 1 of Schedule 1 to the 1983 Act is to continue to apply in relation to the request.
- (4) The tribunal is to continue to have jurisdiction to entertain any proceedings brought under paragraph 8(1E) of Chapter 2 of Part 1 of Schedule 1 to the 1983 Act and section 4 of the 1983 Act (jurisdiction of the tribunal or court: England and Wales) is to continue to have effect for those proceedings.
- (5) The saving in paragraph (3) ceases to apply in relation to the request if—
- (a) the occupier, having made an application of the kind mentioned in paragraph 8(1E) of Chapter 2 of Part 1 of Schedule 1 to the 1983 Act, that the person to whom it is proposed to sell or give the mobile home is approved—
    - (i) withdraws the application; and
    - (ii) serves a notice in writing on the owner withdrawing the request; or
  - (b) in any other case, the occupier serves a notice in writing on the owner withdrawing the request.
- (6) If, in the case of a sale, the sale of the mobile home and the assignment of the agreement take place on or after 1 October 2014, then notwithstanding article 3—
- (a) paragraphs 9 to 13 of the 2013 Act do not apply in relation to commission on the sale; and
  - (b) the Mobile Homes (Commissions) Order 1983(1) is to continue to have effect for the purpose of determining the amount of commission due to the owner.