

Housing and Planning Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE

Clause 2

LORD KENNEDY OF SOUTHWARK
LORD BEECHAM

Page 1, line 12, at end insert “(and in respect of which the discount remains in perpetuity),”

After Clause 54

LORD FLIGHT

Insert the following new Clause –

“Provision of tenure information when collecting council tax information

- (1) The Local Government Finance Act 1992 is amended as follows.
- (2) After section 27 (information about properties) insert –

“27A Information about tenure

- (1) Whenever a billing authority requests council tax information from the resident, owner or managing agent of any dwelling, the authority must request the provision by that person of tenure information in respect of the dwelling unless –
 - (a) that person has already given that information to the authority, or
 - (b) the authority already holds that information.
- (2) “Tenure information” means current information regarding –
 - (a) the category into which the dwelling falls; and
 - (b) if the dwelling is privately rented (but not otherwise), the name and address of the owner of the dwelling, or, if that information is not known, the name and address of –
 - (i) the managing agent, if any, or
 - (ii) the recipient of the rent payable.

After Clause 54 - continued

- (3) A person who is subject to a request under subsection (1) must provide the information to the billing authority in such manner as the authority may request as soon as is practicable, and in any event within 21 days of the making of the request; but only insofar as the information is in the person's possession or under the person's control.
 - (4) A request to a person to provide the tenure information may be made by the billing authority by such means as the authority considers appropriate, including a verbal request made by or on behalf of the authority.
 - (5) The billing authority must retain any tenure information which it holds in relation to any dwelling, however it was obtained, but the authority may destroy or delete that information after the expiry of 12 months from the date when that information is known to have ceased to be current.
 - (6) A request under subsection (1) must be accompanied by a warning that failure to comply may result in the imposition of a financial penalty.
 - (7) A request for the provision of tenure information may be made, and must be complied with, even though the authority requests the provision of that information for other purposes, including but not limited to housing purposes.
 - (8) A local authority may use tenure information supplied under this Act for any reasonable and lawful purpose within its duties and responsibilities.
 - (9) A person may be requested by a billing authority to supply information under any provision included in regulations under paragraphs 2, 3, 9 or 10(2) of Schedule 2 to this Act, even though such a request is made for housing purposes."
- (3) In paragraph 1(1) of Schedule 3 (penalties), after first "provision" insert "in section 27A or".
 - (4) In paragraph 1(2) of Schedule 3 (penalties), after first "provision" insert "in section 27A or".
 - (5) In paragraph 1(1) of Schedule 4 (enforcement), after "provision" insert "in section 27A or".
 - (6) In section 237(1)(a) of the Housing Act 2004 (use of information obtained for certain other statutory purposes), after first "premises", insert ", or for any other function which is exercisable by a housing authority".
 - (7) No duty of confidentiality, contractual obligation, or any provision of the Data Protection Act 1998 shall prevent the supply of tenure information under this section."

Clause 125

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 125 stand part of the Bill.

Clause 126

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 126 stand part of the Bill.

Clause 127

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 127 stand part of the Bill.

Clause 130

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 130 stand part of the Bill.

Clause 131

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 131 stand part of the Bill.

Clause 132

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 132 stand part of the Bill.

Clause 133

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 133 stand part of the Bill.

Clause 136

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 136 stand part of the Bill.

Clause 137

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 137 stand part of the Bill.

Clause 138

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 138 stand part of the Bill.

Clause 140

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 140 stand part of the Bill.

Clause 143

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 143 stand part of the Bill.

Clause 145

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 145 stand part of the Bill.

Clause 146

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 146 stand part of the Bill.

Clause 147

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 147 stand part of the Bill.

Clause 148

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 148 stand part of the Bill.

Clause 183

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 183 stand part of the Bill.

Clause 184

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 184 stand part of the Bill.

Clause 185

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Clause 185 stand part of the Bill.

Schedule 11

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Schedule 11 be the Eleventh Schedule to the Bill.

Schedule 12

LORD GREAVES

Lord Greaves gives notice of his intention to oppose the Question that Schedule 12 be the Twelfth Schedule to the Bill.

Housing and Planning Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE

28 January 2016
