STATUTORY INSTRUMENTS

2015 No. 1542

HOUSING, ENGLAND

The Housing (Right to Buy) (Prescribed Forms) (Amendment) (England) Regulations 2015

Made - - - -	*16th July 2015*
Laid before Parliament	*20th July 2015*
Coming into force - -	*17th August 2015*

The Secretary of State, in exercise of the powers conferred by section 176(1) and (5) of the Housing Act 1985(**1**), makes the following Regulations:

Citation, commencement and application

1. These Regulations may be cited as the Housing (Right to Buy) (Prescribed Forms) (Amendment) (England) Regulations 2015 and shall come into force on 17th August 2015.

Amendment of Regulations

2. The Housing (Right to Buy) (Prescribed Forms) Regulations 1986(**2**) are amended by the substitution, for the form set out in Schedule 1, of the form set out in the Schedule to these Regulations.

Revocations and Savings

3.—(1) The following Regulations are revoked—

(a) The Housing (Right to Buy) (Prescribed Forms) (Amendment) (England) (No. 3) Regulations 2005(**3**),

(b) The Housing (Right to Buy) (Prescribed Forms) (Amendment) (England) Regulations 2007(**4**), and

(c) The Housing (Right to Buy) (Prescribed Forms) (Amendment) (England) Regulations 2014(**5**).

(**1**) 1985 c. 68.
(**2**) S.I.1986/2194.
(**3**) S.I. 2005/2876
(**4**) S.I. 2007/784
(**5**) S.I. 2014/1797

(2) Nothing in these regulations shall affect the validity of any notice served by a secure tenant under section 122(1) of the Housing Act 1985(**6**) before the coming into force of these Regulations if, at the date of service of the notice, the notice was in the form then prescribed by the Housing (Right to Buy) (Prescribed Forms) Regulations 1986 or in a form substantially to the like effect.

Signed by the authority of the Secretary of State for Communities and Local Government

Brandon Lewis
Minister of State
Department for Communities and Local Government

16th July 2015

(**6**) Section 122(1) was amended by the Housing (Wales) Measure 2011 (c. 5), section 32(2)

SCHEDULE Regulation 2

Prescribed Form



Department for Communities and Local Government

Notice claiming the Right to Buy (RTB1 form)

Please use this form if you are a council or housing association tenant and wish to purchase your home under the Right to Buy or Preserved Right to Buy schemes.

You could be eligible for a Right to Buy discount if:

- ✔ You are a council tenant OR you were a council tenant and were living in your home when it was transferred to your current housing association landlord
- ✔ The property is your only or main home
- ✔ You have been a public sector tenant (usually a tenant of a council or a housing association) for at least 3 years
- ✔ You don't live in sheltered housing or other housing particularly suitable for elderly or disabled people
- ✔ Your home is not due to be demolished
- ✔ You don't have any legal problems with debt
- ✔ You don't have any outstanding possession orders

If you can answer 'yes' to these statements, you are probably eligible but your landlord will need to confirm this.

Remember, buying your home is a big decision. If you haven't done so already, you should get impartial financial and legal advice before buying.

You can get free information and advice from:

- Your landlord
- The Government's Right to Buy website: www.communities.gov.uk/righttobuy and helpline: 0300 123 0913
- The Government's booklets – *Want to make your home your own?* and *Your Right to Buy your Home*
- For legal matters contact your local Citizens Advice Bureau: www.citizensadvice.org.uk
- For budgeting and financial advice, contact the Money Advice Service: 0300 500 5000; www.moneyadviceservice.org.uk

When you have completed this form, take it or send it by recorded delivery to your landlord. If you take it by hand, ask for a receipt. You should keep a copy of the completed form.

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RTB1

Part A: The property

Note:

You can only claim the Right to Buy discount if you are a tenant of this property.

Give the following details:

Address of the property you wish to buy (including postcode)

Name of your landlord

Please turn the page

Part B: The tenant(s) and family member(s) wishing to share the Right to Buy

Notes:

Tenant

1. You have the right to be a tenant if your name appears on the tenancy agreement, rent book or rent card. If you are unsure whether you are a tenant, you should check with your landlord.
2. You can only claim the Right to Buy if the property is your 'only or main home'. If you are applying to buy jointly with other tenants, only one of you needs to live in the property as your 'only or main home'.
3. The agreement of any tenant who does not wish to buy must be obtained before you claim the Right to Buy. They should sign Part F of this notice. Their tenancy will end when you buy the property.

Family member

1. You may share the Right to Buy with up to three family members over the age of 18. They must be a spouse, civil partner or wider family member, but do not have to be tenants themselves. Wider family members must have also lived in the property as their main home for at least the last 12 months.
2. If you are unsure whether someone qualifies as a family member for this purpose, you should check with your landlord. You can ask your landlord to allow family members who haven't lived with you for 12 months to buy with you, but they do not have to agree to this.

Fill in the table below for each tenant of the property, and then for any family member(s) who are not tenants but wish to share the Right to Buy with you.

	Title	Full name	Do they wish to buy? (Y/N)	Only/main home? (Y/N)
Tenant 1				
Tenant 2				
Tenant 3				

	Title	Full name	Have they lived in this property for the last 12 months? (Y/N)	Do they wish to buy? (Y/N)	Relationship to tenant (son, etc.)	Only/ main home ? (Y/N)
Family member 1						
Family member 2						
Family member 3						