WELSH STATUTORY INSTRUMENTS

2006 No. 1712 (W.174)

HOUSING, WALES

The Licensing of Houses in Multiple Occupation (Prescribed Descriptions) (Wales) Order 2006

Made - - - -	*27 June 2006*
Coming into force - -	*30 June 2006*

The National Assembly for Wales in exercise of the powers conferred upon it by section 55(3) of the Housing Act 2004(**1**), makes the following Order:

Title, commencement and application

1.—(1) The title of this Order is The Licensing of Houses in Multiple Occupation (Prescribed Descriptions) (Wales) Order 2006 and it comes into force on 30 June 2006.

(2) This Order applies to any HMO(**2**) in Wales other than a converted block of flats to which section 257 of the Act applies.

Interpretation

2. In this Order—

(a) "the Act" ("*y Ddeddf*") means the Housing Act 2004; and

(b) "business premises" ("*mangre busnes*") means premises, or any part of premises, which are not, or are not used in connection with, and as an integral part of, living accommodation.

Description of HMOs prescribed by the National Assembly for Wales

3.—(1) An HMO is of a prescribed description for the purpose of section 55(2)(a) of the Act where it satisfies the conditions described in paragraph (2).

(2) The conditions referred to in paragraph (1) are that—

(a) the HMO or any part of it comprises three storeys or more;

(b) it is occupied by five or more persons; and

(**1**) 2004 c. 34. The powers conferred by section 55(3) of the Act are exercisable, as respects Wales, by the National Assembly for Wales and, as respects England, by the Secretary of State. *See* the definition of the "appropriate national authority" in section 261(1).

(**2**) For the meaning of HMO *see* sections 77 and 254 to 259 of the Act.