

**2012 No. 2599 (C. 104)**

**HOUSING, ENGLAND**

**The Localism Act 2011 (Commencement No. 2 and Transitional Provisions) (England) Order 2012**

*Made* - - - -

*11th October 2012*

The Secretary of State, in exercise of the power conferred by section 240(2) and (7) of the Localism Act 2011<sup>(a)</sup>, makes the following Order:

**Citation and interpretation**

1.—(1) This Order may be cited as the Localism Act 2011 (Commencement No. 2 and Transitional Provisions) (England) Order 2012.

(2) In this Order—

“the Act” means the Localism Act 2011;

“the 1996 Act” means the Housing Act 1996<sup>(b)</sup>; and

“commencement date” means 9th November 2012.

**Commencement of provisions regarding duties to homeless persons**

2. Sections 148 and 149 of the Act shall come into force for England only on the commencement date.

**Transitional provisions**

3. The amendments made by sections 148 and 149 of the Act do not apply to a case where—

(a) a person (“the applicant”) has applied to a local housing authority for accommodation, or for assistance in obtaining accommodation, under Part 7 of the 1996 Act; and

(b) a duty of the local housing authority to secure that accommodation is available for the applicant’s occupation under Part 7 of the 1996 Act<sup>(c)</sup> including on an interim or temporary basis has arisen and has not ceased,

before the commencement date.

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

*Mark Prisk*  
Minister of State

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(a) 2011 c.20.

(b) 1996 c.52.

(c) Section 188 of the Housing Act 1996 has been amended by section 18 of and Schedule 1 to the Homelessness Act 2002 (2002 c.7). Section 193 of the Housing Act 1996 has been amended by sections 6, 7, 8 and 18 of and Schedules 1 and 2 to the Homelessness Act 2002, and section 314 of and Schedule 15 to the Housing and Regeneration Act 2008 (2008 c.17).

**EXPLANATORY NOTE***(This note is not part of the Order)*

This Order brings sections 148 and 149, concerning duties to homeless people, fully into force in England on 9th November 2012.

**NOTE AS TO EARLIER COMMENCEMENT ORDERS***(This note is not part of the Order)*

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 1 partially and Schedule 1 as to England	18th February 2012	2012/411
	4th April 2012	2012/1008
Sections 2 to 7 as to England	18th February 2012	2012/411
Section 8 as to England and Wales	3rd December 2011	2011/2896
	18th February 2012	2012/411
Sections 9 and 10 partially as to England and Wales	18th February 2012	2012/411
Sections 11 to 14 as to England and Wales	18th February 2012	2012/411
Sections 15 to 19 as to England and Wales	3rd December 2011	2011/2896
	15th January 2012	2012/57
Section 20 partially as to England and Wales	3rd December 2011	2011/2896
	15th January 2012	2012/57
Section 21 and Schedule 2 as to England and Wales	3rd December 2011	2011/2896
	15th January 2012	2012/57
	9th March 2012	2012/628
	4th May 2012	2012/1008
Section 22 and Schedule 3 as to England and Wales	15th January 2012	2012/57
	9th March 2012	2012/628
	4th May 2012	2012/1008
Section 24 as to England and Wales	15th January 2012	2012/57
	31st January 2012	2012/57
	1st April 2012	2012/628
	7th June 2012	2012/1463
Section 26 and Schedule 4 partially as to England and Wales	1st July 2012	2012/1463
	7th June 2012	2012/1463
Sections 27 to 29 partially as to England and Wales	1st July 2012	2012/1463
	7th June 2012	2012/1463
Section 30 partially as to England and Wales	31st January 2012	2012/57
Section 30 as to England and Wales so far as not yet in force	1st July 2012	2012/1463
Sections 31 and 33 partially as to England and Wales	7th June 2012	2012/1463
	1st July 2012	2012/1463
Section 35 partially as to England and Wales	7th June 2012	2012/1463

Section 36 partially as to England and Wales	15th January 2012	2012/57
Section 46 as to England	1st April 2012	2012/628
Sections 48 to 57 as to England, Wales, Scotland and Northern Ireland	31st May 2012	2012/1008
Section 68 and 69 as to England	3rd December 2011	2011/2896
	15th January 2012	2012/57
	1st April 2012	2012/628
Section 70 as to England and Wales	15th January 2012	2012/57
Sections 72 to 79 and Schedules 5 to 7 as to England and Wales	3rd December 2011	2011/2896
Sections 81 to 85 partially as to England and Wales	27th June 2012	2012/1463
Sections 87 to 102 as to England	20th September 2012	2012/2420
Sections 105 to 108 as to England	20th September 2012	2012/2420
Section 115 as to England and Wales	15th January 2012	2012/57
Sections 116 and 121 and Schedules 9 to 12 partially as to England and Wales	15th January 2012	2012/57
	6th April 2012	2012/628
	3rd August 2012	2012/2029
Sections 123 to 127 as to England and Wales	15th January 2012	2012/57
	6th April 2012	2012/628
Sections 128 to 142 and Schedule 13 as to England, Wales and Scotland	15th January 2012	2012/57
	1st April 2012	2012/628
Section 145 to 147 partially as to England and Wales	15th January 2012	2012/57
	7th June 2012	2012/1463
Sections 150 to 153 as to England and Wales	15th January 2012	2012/57
	18th June 2012	2012/1463
	15th January 2013	2012/1008
Sections 154 and 155 as to England and Wales	15th January 2012	2012/57
	1st April 2012	2012/628
Sections 156 to 161 and Schedule 14 as to England and Wales	15th January 2012	2012/57
	1st April 2012	2012/628
	4th April 2012	2012/1008
Section 162 partially as to England and Wales	1st April 2012	2012/628
Sections 163 and 164	1st April 2012	2012/628
Section 165 partially as to England and Wales	15th January 2012	2012/57
Section 165 as to England and Wales so far as not yet in force	1st April 2012	2012/628
Section 166 as to England and Wales	1st April 2012	2012/628
Section 176 as to England and Wales	15th January 2012	2012/57
Sections 178 and 179 and Schedules 16 and 17 as to England and Wales	15th January 2012	2012/57
	1st April 2012	2012/628
Section 184 as to England and Wales	6th April 2012	2012/628
Section 185 as to England and Wales	1st April 2012	2012/628
Sections 186 to 195 as to England and Wales	15th January 2012	2012/57
	31st March 2012	2012/628
	1st April 2012	2012/628
	3rd May 2012	2012/1008
Section 197 partially as to England and Wales	15th January 2012	2012/57
Sections 223 to 231 and Schedule 23 as to	15th January 2012	2012/57

England and Wales	3rd May 2012	2012/1008
Section 232 as to England and Wales	6th April 2012	2012/628
Section 233 and Schedule 24 as to England and Wales	30th March 2012	2012/628
Section 237 partially and Parts 1, 2 (partially), 3 to 5, 7, 9 to 13, 18 to 21, 23, 26, 27, and 30 to 34 of Schedule 25 as to England and Wales	15th January 2012	2012/57
	31 January 2012	2012/57
	18th February 2012	2012/411
	9th March 2012	2012/628
	31st March 2012	2012/628
	1st April 2012	2012/628
	4th April 2012	2012/1008
	6th April 2012	2012/628
	3rd May 2012	2012/1008
	7th June 2012	2012/1463
3rd August 2012	2012/2029	

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