

Ground 5 – The Religious Use Ground

What is the ground?

Ground 5 of Schedule 2 of the Housing Act 1988 & 1996 allows a landlord to recover possession where the property is held for use by a minister of religion and he/she now requires the property to live in as a residence from which to perform their duties.

What notice is required?

The landlord must have served notice before the tenancy began that possession may be sought under this ground.

The landlord must also serve a section 8 notice giving at least 2 months notice that possession is being sought on this ground before any proceedings are issued.

Is it a mandatory or a discretionary ground?

This is a mandatory ground of possession.