

1987 No. 132

## HOUSING

**Housing (Houses in Multiple Occupation) (Prescribed Forms) Regulations (Northern Ireland) 1987**

*Made* . . . . . 24th March 1987

*Coming into operation* . . . . . 18th May 1987

The Department of the Environment, in exercise of the powers conferred on it by Article 162 of the Housing (Northern Ireland) Order 1981(a) and of every other power enabling it in that behalf, hereby makes the following regulations:—

*Citation and commencement*

1. These regulations may be cited as the Housing (Houses in Multiple Occupation) (Prescribed Forms) Regulations (Northern Ireland) 1987 and shall come into operation on 18th May 1987.

*Forms*

2. The forms set out in Schedule 2 (of which a list is set out in Schedule 1) shall be forms to be used for the purposes of Part VI of the Housing (Northern Ireland) Order 1981.

Sealed with the Official Seal of the Department of the Environment on  
24th March 1987.

(L.S.)

*R. E. Aiken*

Assistant Secretary

## SCHEDULE 1

Regulation 2

**List of Forms***Form  
No.*

- 1 Notice to abate overcrowding in a house in multiple occupation.
- 2 Notice to prevent overcrowding by a new resident in a house in multiple occupation.
- 3 Notice of intention to serve an overcrowding notice in respect of a house in multiple occupation.
- 4 Notice requiring information in connection with premises in respect of which an overcrowding notice under Article 102 of the Housing (Northern Ireland) Order 1981 is in force.
- 5 Revocation or variation of an overcrowding notice in respect of a house in multiple occupation.
- 6 Direction applying management regulations to a house in multiple occupation.
- 7 Notice requiring execution of works to make good neglect of proper standards of management.
- 8 Notice requiring execution of works to render premises reasonably suitable for occupation by the persons or households occupying them.
- 9 Direction to prevent or reduce overcrowding in a house in multiple occupation.
- 10 Notice of intention to give a direction to prevent or reduce overcrowding in a house in multiple occupation.
- 11 Revocation or variation of a direction to prevent or reduce overcrowding in a house in multiple occupation.
- 12 Notice requiring information in connection with a house in respect of which a direction under Article 112(1) of the Housing (Northern Ireland) Order 1981 is in force.
- 13 Notice requiring the provision of necessary means of escape from fire in a house in multiple occupation.
- 14 Notice requiring the provision of necessary means of escape from fire in a house in multiple occupation where part of the house is not used for human habitation.
- 15 Closing order in respect of part of a house in multiple occupation.

*Housing*  
 SCHEDULE 2  
 FORM NO. 1

HOUSING (NORTHERN IRELAND) ORDER 1981

Article 102(1)(a) as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983

**Notice to abate overcrowding in a house in multiple occupation**

To \_\_\_\_\_ of \_\_\_\_\_,  
 being the person appearing [to be the occupier] [to have the control and management] of the premises known as \_\_\_\_\_

Strike out words in square brackets if inapplicable

being a house in multiple occupation.

Take Notice that—

(1) it appears to the Northern Ireland Housing Executive that an excessive number of persons [is being] [is likely to be] accommodated in the above-mentioned premises having regard to the rooms available;

(2) in the opinion of the Executive the rooms on the premises described in Schedule 1 are unsuitable to be occupied as sleeping accommodation, and the rooms described in Schedule 2 are suitable to be occupied as sleeping accommodation at any one time by not more than the number of persons therein specified;

(3) you are hereby required to refrain from—

(a) knowingly permitting any room to be occupied as sleeping accommodation otherwise than in accordance with this notice; or

(b) knowingly permitting such number of persons to occupy the premises as sleeping accommodation that it is not possible, without—

(i) one or more rooms to which this notice relates being occupied as sleeping accommodation otherwise than in accordance with this notice; or

(ii) any part of the premises which is not a room being occupied as sleeping accommodation;

to avoid persons of opposite sexes and over the age of 12 years (other than persons living together as husband and wife) occupying sleeping accommodation in the same room.

SCHEDULE 1

(Rooms unsuitable to be occupied as sleeping accommodation)

SCHEDULE 2

(Rooms suitable to be occupied as sleeping accommodation by not more than the number of persons specified)

Rooms*		Number of persons* *	* Special maxima can be prescribed in a case where some or all of the persons occupying a room are under such an age as may be specified
Dated	19	Signed	
Name in capitals		Office held	

on behalf of the Northern Ireland Housing Executive.

NOTES

A person aggrieved by this notice may, within 21 days from the date of service of the notice, appeal against it to a court of summary jurisdiction. No proceedings may be taken by the Executive to enforce the notice before the appeal has been finally determined or withdrawn.

If no appeal is brought within the 21 days referred to, this notice will become operative. If this notice becomes operative, then any person who contravenes it shall be guilty of an offence and liable on summary conviction to a fine not exceeding £1,000.

On the application of any person who has an estate in the house, the Executive has power at any time to revoke this notice or vary it so as to allow more people to be accommodated in the house. If the Executive refuses such an application or does not notify the applicant of its decision within 35 days after the application is made, or within such further period as the applicant may in writing allow, he may appeal to a court of summary jurisdiction in accordance with Article 102(12) of the Housing (Northern Ireland) Order 1981 as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983. On appeal the court has power to revoke this notice or vary it in any manner in which the Executive might have varied it.

## FORM No. 2

## HOUSING (NORTHERN IRELAND) ORDER 1981

Article 102(1)(b) as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983

**Notice to prevent overcrowding by a new resident in a house in multiple occupation**

To \_\_\_\_\_ of \_\_\_\_\_  
being the person appearing [to be the occupier] [to have the control and management] of the premises known as \_\_\_\_\_

Strike out words in square brackets if inapplicable

being a house in multiple occupation.

Take Notice that—

(1) it appears to the Northern Ireland Housing Executive that an excessive number of persons [is being] [is likely to be] accommodated in the above-mentioned premises having regard to the rooms available;

(2) in the opinion of the Executive the rooms on the premises described in Schedule 1 are unsuitable to be occupied as sleeping accommodation, and the rooms described in Schedule 2 are suitable to be occupied as sleeping accommodation at any one time by not more than the number of persons therein specified;

(3) you are hereby required to refrain from—

(a) knowingly permitting any room to be occupied by a new resident as sleeping accommodation otherwise than in accordance with this notice; or

(b) knowingly permitting a new resident to occupy any part of the premises as sleeping accommodation if it is not possible, without—

(i) one or more rooms to which this notice relates being occupied as sleeping accommodation otherwise than in accordance with this notice; or—

(ii) any part of the premises which is not a room being occupied as sleeping accommodation;

both to permit the new resident so to occupy any part of the premises and avoid persons of opposite sexes and over the age of 12 years (other than persons living together as husband and wife) occupying sleeping accommodation in the same room.

## SCHEDULE 1

(Rooms unsuitable to be occupied as sleeping accommodation)

## SCHEDULE 2

(Rooms suitable to be occupied as sleeping accommodation by not more than the number of persons specified)

Rooms*	Number of persons* * Special maxima can be prescribed in a case where some or all of the persons occupying a room are under such an age as may be specified	
Dated	19	Signed
Name in capitals	Office held	

on behalf of the Northern Ireland Housing Executive.

## NOTES

“new resident” means a person who was not living in the house immediately before the service of this notice.

A person aggrieved by this notice may, within 21 days from the date of service of the notice, appeal against it to a court of summary jurisdiction. No proceedings may be taken by the Executive to enforce the notice before the appeal has been finally determined or withdrawn.

If no appeal is brought within the 21 days referred to, this notice will become operative. If this notice becomes operative, then any person who contravenes it shall be guilty of an offence and liable on summary conviction to a fine not exceeding £1,000.

On the application of any person who has an estate in the house, the Executive has power at any time to revoke this notice or vary it so as to allow more people to be accommodated in the house. If the Executive refuses such an application, or does not notify the applicant of its decision within 35 days after the application is made, or within such further period as the applicant may in writing allow, he may appeal to a court of summary jurisdiction in accordance with Article 102(12) of the Housing (Northern Ireland) Order 1981 as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983. On appeal the court has power to revoke this notice or vary it in any manner in which the Executive might have varied it.

## FORM NO. 3

## HOUSING (NORTHERN IRELAND) ORDER 1981

Article 102(8) as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983

**Notice of intention to serve an overcrowding notice in respect of a house in multiple occupation**

To  
of  
being the person appearing [to be the occupier] [to have control and management] of the premises known as

Strike out words in square brackets if inapplicable

being a house in multiple occupation.

Notice is hereby given with respect to the above-mentioned premises that:—

(1) it appears to the Northern Ireland Housing Executive that an excessive number of persons [is being] [is likely to be] accommodated on the premises having regard to the rooms available;

(2) the rooms listed in Schedule 1 are in the Executive's opinion unsuitable to be occupied as sleeping accommodation;

(3) the rooms listed in Schedule 2 are in the Executive's opinion suitable to be occupied as sleeping accommodation at any one time by not more than the number of persons specified;

(4) the Executive accordingly proposes, in pursuance of its powers under Article 102 of the Housing (Northern Ireland) Order 1981, to serve an overcrowding notice applying the limits set out in the Schedules to the premises.

Any representation with respect to this proposal, submitted by an occupier or person having control and management of the house before 19 , will be taken into consideration. Representation should be in writing and addressed to:

## SCHEDULE 1

**(Rooms unsuitable to be occupied as sleeping accommodation)**

## SCHEDULE 2

**(Rooms suitable to be occupied as sleeping accommodation by not more than the number of persons specified)**

Rooms\* Number of Persons\* \*

Dated 19 Signed

Name in capitals Office held

\* Special maxima can be prescribed in a case where some or all of the persons occupying a room are under such an age as may be specified

on behalf of the Northern Ireland Housing Executive.

## NOTES

Article 102 of the Housing (Northern Ireland) Order 1981 as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983, provides that if it appears to the Executive in the case of a house in multiple occupation that an excessive number of persons [is being] [is likely to be] accommodated having regard to the rooms available, the Executive may serve a notice requiring the occupier of the premises or any person having control and management thereof, or both, to refrain from—

Strike out words in square brackets if inapplicable

- (a) knowingly permitting any room to be occupied as sleeping accommodation otherwise than in accordance with the overcrowding notice; or
- (b) knowingly permitting such number of persons to occupy the premises as sleeping accommodation that it is not possible to avoid persons of opposite sexes and over the age of 12 years (other than persons living together as husband and wife) occupying sleeping accommodation in the same room without
  - (i) one or more rooms to which the overcrowding notice relates being occupied as sleeping accommodation otherwise than in accordance with this notice; or
  - (ii) any part of the premises which is not a room being occupied as sleeping accommodation; or
- (c) knowingly permitting any room to be occupied by a new resident as sleeping accommodation otherwise than in accordance with the overcrowding notice; or
- (d) knowingly permitting a new resident to occupy any part of the premises as sleeping accommodation if it is not possible, without
  - (i) one or more rooms to which the overcrowding notice relates being occupied as sleeping accommodation otherwise than in accordance with that notice; or
  - (ii) any part of the premises which is not a room being occupied as sleeping accommodation;

both to permit the new resident so to occupy any part of the premises and to avoid persons of opposite sexes and over the age of 12 years (other than persons living together as husband and wife) occupying sleeping accommodation in the same room.

Any person who contravenes such a notice shall be guilty of an offence and liable on summary conviction to a fine not exceeding £1,000.



## HOUSING (NORTHERN IRELAND) ORDER 1981

Article 102(9) as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983

**Notice requiring information in connection with premises in respect of which an overcrowding notice under Article 102 of the Housing (Northern Ireland) Order 1981 is in force**

To \_\_\_\_\_ of \_\_\_\_\_  
appearing to be the occupier of the premises known as

in respect of which an overcrowding notice served by the Northern Ireland Housing Executive under Article 102 of the Housing (Northern Ireland) Order 1981 is in force.

Take Notice that, in pursuance of its powers under Article 102(9) of the Housing (Northern Ireland) Order 1981 the Executive hereby requires you to furnish it within 7 days of the service of this notice with a statement in writing giving the following particulars:—

- (a) the number of individuals occupying any part of the premises as sleeping accommodation on \_\_\_\_\_ 19 \_\_\_\_\_ ;
- (b) the number of families or households to which those individuals belong;
- (c) the names of those individuals and of the heads of each of those families or households; and
- (d) the rooms used by those individuals and families or households respectively.

The statement required by this Notice should be addressed to:

Dated \_\_\_\_\_ 19 \_\_\_\_\_ Signed \_\_\_\_\_

Name in capitals \_\_\_\_\_ Office held \_\_\_\_\_

on behalf of the Northern Ireland Housing Executive.

**NOTE**

If the person on whom this notice is served knowingly fails to furnish the required information within the period stated in the notice, or furnishes a statement which he knows is false in a material particular, he shall be guilty of an offence and liable on summary conviction to a fine not exceeding £100.

## FORM No. 5

## HOUSING (NORTHERN IRELAND) ORDER 1981

Article 102(11) as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983

**Revocation or variation of an overcrowding notice in respect of a house in multiple occupation**

Whereas the Northern Ireland Housing Executive on 19 served an overcrowding notice under Article 102 of the Housing (Northern Ireland) Order 1981 with respect to the premises known as

And whereas a person having an estate in the house has applied to the Executive for [revocation]. [variation] of that notice, and the Executive is of the opinion that the notice should be [revoked] [varied] so as to allow more people to be accommodated in the house];

Strike out words in square brackets if inapplicable

Now therefore the Executive in pursuance of its powers under Article 102(11) of the Housing (Northern Ireland) Order 1981 hereby [revokes the said notice] [varies the said notice by substituting the following Schedules in place of the Schedules [Schedule [1] [2] in place of Schedule [1] [2]] attached to the overcrowding notice in respect of the said premises].

## SCHEDULE 1

**(Rooms unsuitable to be occupied as sleeping accommodation)**

## SCHEDULE 2

**(Rooms suitable to be occupied as sleeping accommodation by not more than the number of persons specified)**

Rooms\*

Number of Persons\*

\* Special maxima can be prescribed in a case where some or all of the persons occupying a room are under such an age as may be specified

Dated

day of

19 .

The Common Seal of the Northern Ireland Housing Executive was affixed in the presence of:—

Authorised Officer:—

Office held:—

## FORM NO. 6

## HOUSING (NORTHERN IRELAND) ORDER 1981

Article 104 as amended by Article 107 of, and Schedule 10 to, the Housing (Northern Ireland) Order 1983

**Direction applying management regulations to a house in multiple occupation**

Whereas it appears to the Northern Ireland Housing Executive that

being a house in multiple occupation is in an unsatisfactory state in consequence of failure to maintain proper standards of management and that it is necessary that regulations made under Article 105 of the Housing (Northern Ireland) Order 1981 should apply thereto:

Now therefore the Executive in pursuance of Article 104(1) of the Housing (Northern Ireland) Order 1981, hereby directs that the Housing (Management of Houses in Multiple Occupation) Regulations (Northern Ireland) 1985 shall apply to the said house.

Dated                      day of    19 .

The Common Seal of the Northern Ireland Housing Executive was affixed in the presence of:—

Authorised Officer:—

Office held:—

**NOTES**

The Northern Ireland Housing Executive is required within 7 days from making the direction to (a) serve a copy of the direction on every person appearing to it to be an owner of the house and (b) exhibit a copy of the direction in some position in the house where it is accessible to those living in the house. A direction shall come into force on the expiration of 21 days from the date of service or exhibition of the copy of the direction, whichever is the later.

A person on whom a copy of the direction is served may, within 21 days from the service (or such longer period as the Executive may in writing allow), appeal against it to a court of summary jurisdiction on the ground that the making of the direction was unnecessary. If the court allows the appeal it shall revoke the direction, but without prejudice to its operation prior to the revocation or to the making of a further direction by the Executive.

A person who has an estate in the house (including a statutory tenant) may apply to the Executive for revocation of the direction. If the Executive refuses or fails to deal with the application within 35 days or within such further period as the applicant may in writing allow, the applicant may appeal to a court of summary jurisdiction. The court may revoke the direction if of opinion that there has been a substantial change in circumstances since the making of the direction and that it is in other respects just to do so.

Printed copies of the Housing (Management of Houses in Multiple Occupation) Regulations (Northern Ireland) 1985 (S.R. 1985 No. 50) may be purchased directly from HMSO or may be inspected at the offices of the Executive. A house in multiple occupation is defined in Article 2 of the Housing (Northern Ireland) Order 1981 as a house occupied by persons who do not form a single household.

Under the regulations, duties of management are imposed on “the manager” who is defined as the owner or lessee of the house who receives rents or other payments from tenants of parts of the house or from lodgers and includes his agent or trustee through whom he receives such rents or other payments. These duties are, broadly, to ensure the good order, repair and (as appropriate) cleanliness of the following:—

- means of water supply and drainage;
- lighting and heating installations;
- rooms, and installations for sanitation and cooking, in common use;
- other parts of the house in common use, eg, halls, staircases and passageways;
- windows and other means of ventilation;
- means of escape from fire;
- common outbuildings, yards, gardens etc.

The manager is also given certain responsibilities as respects the condition of rooms let to tenants or lodgers as living accommodation, the disposal of refuse and litter, and the taking of reasonable precautions to protect tenants and lodgers from dangers resulting from structural conditions in the house.

The regulations entitle the Executive to certain information from persons with an estate in the house. In particular an owner or lessee of the house who receives rents is required, on being served with a copy of the direction and being warned in writing to do so, to provide the Executive with the following information in writing:—

- (a) his name and address;
- (b) particulars of his estate in the house;
- (c) particulars sufficient to show what parts of the house are let to the tenants or lodgers from whom he receives rents; and
- (d) the name and address of any agent or trustee through whom he receives such rents.

The above information should be sent (or handed in at the following address) as soon as possible and should be addressed to:—

By virtue of Article 105(4) of the Housing (Northern Ireland) Order 1981, offenders against the regulations shall be liable on summary conviction to a fine not exceeding £400.

For the purposes of the regulations the term “lessee” includes a sub-lessee, a tenant or sub-tenant, a person interested under an agreement for a lease, sub-lease or tenancy and a statutory tenant under the Rent (Northern Ireland) Order 1978.

## HOUSING (NORTHERN IRELAND) ORDER 1981

Article 106.

**Notice requiring execution of works to make good neglect of proper standards of management**

To \_\_\_\_\_ of \_\_\_\_\_,  
appearing to be the manager <sup>(1)</sup> of \_\_\_\_\_,

Take Notice that—

(1) in the opinion of the Northern Ireland Housing Executive the condition of the above-mentioned premises, to which the Housing (Management of Houses in Multiple Occupation) Regulations (Northern Ireland) 1985 apply by virtue of a direction of the Executive made on \_\_\_\_\_ 19\_\_\_\_, is defective in consequence of neglect to comply with the requirements imposed by the said regulations or, in respect of any period falling wholly or partly before the said regulations applied, neglect to comply with standards corresponding to the requirements imposed by the said regulations;

(2) in the opinion of the Executive the works specified in the Schedule are required to make good the said neglect;

(3) in pursuance of Article 106(3) of the Housing (Northern Ireland) Order 1981 the Executive requires you within a period of \_\_\_\_\_ days from the date of service of this notice to execute the said works.

## SCHEDULE

## SPECIFICATION OF WORKS.

**(Insert detailed specification of works to be executed)**

Dated \_\_\_\_\_ 19\_\_\_\_ Signed \_\_\_\_\_  
Name in capitals \_\_\_\_\_ Office held \_\_\_\_\_  
on behalf of the Northern Ireland Housing Executive.

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<sup>(1)</sup> "manager" means the owner or lessee of the house who receives rents or other payments from tenants of parts of the house or from lodgers, and his agent or trustee (if any) through whom he receives such rents or other payments.

## NOTES

A person on whom this notice is served may appeal against it to a court of summary jurisdiction. The appeal must be brought within 21 days from the date of service of this notice (or such longer period as the Executive may in writing allow) and may be brought on any of the following grounds which are appropriate in the circumstances of the particular case:—

- (a) that the condition of the house did not justify the Executive in requiring the execution of the works specified;
- (b) that there has been some informality, defect or error in, or in connection with, the notice;
- (c) that the Executive has refused unreasonably to approve the execution of alternative works, or that the works which are required to be executed are otherwise unreasonable in character or extent, or are unnecessary;
- (d) that the time within which the works are to be executed is not reasonably sufficient for the purpose;
- (e) that some person other than the appellant is wholly or in part responsible for the state of affairs calling for the execution of the works, or will, as the holder of an estate in the premises, derive a benefit from the execution of the works, and that that person ought to pay the whole or any part of the expenses of executing the works.

An appeal, in so far as it is based on a ground specified in sub-paragraph (b) will be dismissed if the court is satisfied that the informality, defect or error was not a material one.

Where the grounds upon which an appeal is brought include a ground set out in sub-paragraph (e), the appellant is required by Article 106(7) of the Housing (Northern Ireland) Order 1981 to serve a copy of his notice of appeal on each other person referred to by him. On the hearing of the appeal the court has power to make such order as it considers just with respect to the payment to be made by any such other person to the appellant or, if the work is executed by the Executive, to the Executive.

The period stated in this notice within which the works are to be executed may, if the Executive thinks fit, be extended from time to time by the Executive's written permission.

If the works specified in this notice are not executed by the person on whom it is served within the period, or extended period, specified by the Executive (or, where the notice has been confirmed with or without variation by the court on appeal, within 21 days from the final determination of the appeal or such longer period as the court may fix in determining the appeal), or if the person on whom this notice is served notifies the Executive, before the expiration of the time allowed, that he does not intend to do the work in question, the Executive has power itself to do the work required to be done by the notice (with any variation made by the court) and (subject to the terms of any order of the court referred to in the third paragraph of these Notes) to recover any expenses reasonably incurred by it together with interest, from the person on whom the notice was served or, if he was served with the notice only as being an agent or trustee for some other person, then either from him or from that other person, or partly from him and partly from that other person. If, however, the person on whom notice is served can prove that the notice was only properly served on him as being an agent or trustee for some other person and that he has not, and, since the date of service on him by the Executive of a demand for payment, has not had, in his hands on behalf of that other person, sufficient money to discharge the whole demand of the Executive, his liability shall be limited to the total amount of the money which he has, or has had, in his hands as aforesaid.

## FORM NO. 8

## HOUSING (NORTHERN IRELAND) ORDER 1981

Articles 107 and 108 as amended by Article 107 of, and Schedule 10 to, the Housing (Northern Ireland) Order 1983

**Notice requiring execution of works to render premises reasonably suitable for occupation by the persons or householders occupying them**

To \_\_\_\_\_ of \_\_\_\_\_,  
being [the person appearing to be an owner of the house known as \_\_\_\_\_ ]

Strike out words in square brackets if inapplicable

[a person to whom the house known as \_\_\_\_\_

\_\_\_\_\_ is let at a rack rent] [a person who, as the agent or trustee of a person to whom the house known as \_\_\_\_\_

\_\_\_\_\_ is let at a rack rent, receives rents or other payments from tenants of parts of the house or from lodgers in the house].

Take Notice that—

(1) in the opinion of the Northern Ireland Housing Executive the condition of the above-mentioned premises, being a house which is in multiple occupation is so far defective with respect to the matters set out in Schedule 1, having regard to the number of individuals or households (or both) accommodated for the time being therein, as not to be reasonably suitable for occupation by those individuals or households;

(2) the works specified in Schedule 2 are, in the opinion of the Executive, required to render the premises reasonably suitable [for such occupation] [for occupation by ..... [individuals] [households]];

(3) the Executive, in pursuance of Article 107(1) of the Housing (Northern Ireland) Order 1981, requires you within a period of [days] [weeks] from the date of service of this notice to execute the said works.

## SCHEDULE 1

**Description of defects**

[Insert one or more of the following headings, as appropriate, with description of defects thereunder:—

natural and artificial lighting,

ventilation,

water supply,

personal washing facilities,

drainage and sanitary conveniences,

facilities for the storage, preparation and cooking of food, and for the disposal of waste water,

installations for space heating or for the use of space heating appliances.]

## SCHEDULE 2

## SPECIFICATION OF WORKS

(Insert detailed specifications of works to be executed)

Dated 19 Signed  
 Name in capitals Office held

on behalf of the Northern Ireland Housing Executive.

## NOTES

A person on whom this notice is served may appeal against it to a court of summary jurisdiction. The appeal must be brought within 21 days from the date of service of this notice (or such longer period as the Executive may in writing allow) and may be brought on any of the following grounds which are appropriate in the circumstances of the particular case:—

- (a) that the condition of the house did not justify the Executive, having regard to the considerations set out in paragraph (1) of the notice, in requiring the execution of the works specified in the notice;
- (b) that there has been some informality, defect or error in, or in connection with, the notice;
- (c) that the Executive has refused unreasonably to approve the execution of alternative works, or that the works required by the notice to be executed are otherwise unreasonable in character or extent, or are unnecessary;
- (d) that the time within which the works are to be executed is not reasonably sufficient for the purpose;
- (e) that some person other than the appellant is wholly or in part responsible for the state of affairs calling for the execution of the works, or will, as the holder of an estate in the premises, derive a benefit from the execution of the works, and that that person ought to pay the whole or any part of the expenses of executing the works;
- (f) that if any number of persons or households, or both, smaller than the number accommodated for the time being on the premises, has been specified under paragraph (2) of this notice, the number so specified is unreasonably low.

An appeal, in so far as it is based on a ground specified in sub-paragraph (b) above, will be dismissed if the court is satisfied that the informality, defect or error was not a material one.

Where the grounds upon which an appeal is brought include a ground specified in sub-paragraph (e) above, the court, if satisfied that any other person referred to in the notice of appeal has had proper notice of the appeal, may, on the hearing of the appeal, make such order as it thinks fit with respect to the payment to be made by that other person to the appellant or, where the work is executed by the Executive, to the Executive.

If, on the hearing of an appeal, the court is satisfied that the number of persons living in the house has been reduced and that adequate steps (whether by the exercise by the Executive of the powers conferred on it by Part VI of the Housing (Northern Ireland) Order 1981 to limit the number of persons living in the house or otherwise) have been taken to prevent that number being again increased, the court may, if it thinks fit, revoke the notice or vary the list of works specified in it.



The period stated in this notice within which the works are to be executed may, if the Executive thinks fit, be extended by written permission of the Executive.

If, after service of this notice, the Executive is satisfied that the number of individuals or households living on the premises has been reduced to a level which will make the works specified in the notice unnecessary, and that, either in consequence of the exercise by the Executive of its powers under Part VI of the Housing (Northern Ireland) Order 1981 to limit the number of persons living on the premises or otherwise, that number will be maintained at or below that level, it may notify in writing the person on whom the notice was served of the withdrawal of the notice, but such withdrawal shall be without prejudice to the issue of a further notice.

If the works specified in this notice are not executed by the person on whom it is served within the period, or extended period, specified by the Executive (or, where there has been an appeal against the notice and the notice has been confirmed with or without variation by the court, after the expiration of 21 days from the final determination of the appeal, or such longer period as the court, in determining the appeal may fix), or if the person on whom this notice is served notifies the Executive in writing, before the expiration of the time allowed, that he does not intend to do the work in question, the Executive has power itself to do the work required to be done by the notice (with any variation made by the court) and (subject to the terms of any order of the court referred to in the third paragraph of these Notes) to recover any expenses reasonably incurred by it, together with interest, from the person on whom the notice was served or, if that person was served with the notice only as being an agent or trustee for some other person, then either from him or from that other person, or partly from him and partly from that other person. If, however, the person on whom notice is served can prove that the notice was only properly served on him as being an agent or trustee for some other person and that he has not, and, since the date of service on him by the Executive of a demand for payment, has not had, in his hands on behalf of that other person, sufficient money to discharge the whole demand of the Executive, his liability shall be limited to the total amount of the money which he has, or has had, in his hands as aforesaid.

FORM No. 9

HOUSING (NORTHERN IRELAND) ORDER 1981

Article 112(1)

**Direction to prevent or reduce overcrowding in a house in multiple occupation**

Whereas the Northern Ireland Housing Executive being of the opinion that for the purpose of [preventing the occurrence of] [remedying] a state of affairs calling for the service with respect to the house known as

Strike out words in square brackets if inapplicable

of a notice under Article 107 of the Housing (Northern Ireland) Order 1981 (hereinafter called "the Order"), as amended by Article 107 of, and Schedule 10 to, the Housing (Northern Ireland) Order 1983, it should exercise its powers under Article 112(1) of the Order and that the number[s] specified in the Schedule [is] [are] the highest number[s] of [individuals] [and] [households] who should, having regard to the considerations set out in Article 107(1) of the Order, occupy the [house] [part[s] of the house specified in the Schedule] [in [its] [their] existing condition] [being [a number] [numbers] adopted by the Executive following upon and in reference to the requirements of a notice served by the Executive in respect of the house under the said Article 107 on . . . . .];

And whereas the Executive has accordingly fixed the number[s] so specified as the limit[s] for the said [house] [part[s] of the house];

Now therefore the Executive in pursuance of its powers and for the purpose aforesaid, hereby directs that the limit[s] so fixed and specified in the Schedule shall apply to the [house] [part[s] of the house as therein specified].

SCHEDULE

[Maximum number of individuals for the house ]

[Maximum number of households for the house ]

[Part of the house Maximum number of individuals ]

[Part of the house Maximum number of households ]

Dated day of 19 .

The Common Seal of the Northern Ireland Housing Executive was affixed in the presence of—

Authorised Officer:— (L.S.)

Office held:—

## NOTES

This direction limits the number of [individuals] [and] [households] who may occupy the premises to which it relates, with a view to preventing the necessity for the serving of a notice (or, where a notice has already been served, a further notice) under Article 107(1) of the Housing (Northern Ireland) Order 1981. A notice under that Article may require works to be executed in a house in multiple occupation to make good deficiencies in any of the matters set out in that section (namely, natural or artificial lighting, ventilation, water supply, personal washing facilities, drainage and sanitary conveniences, facilities for the storage, preparation and cooking of food, and for the disposal of waste water, and installations for space heating or for the use of space heating appliances) which in the opinion of the Executive, having regard to the number of individuals or households, or both, accommodated for the time being on the premises, render the house not reasonably suitable for occupation by those individuals or households. Alternatively, the notice may stipulate a number of individuals or households or both (lower than the existing number) for which the house will be suitable if the works are carried out; if there is such a stipulation the Executive may adopt that number for the purpose of this direction.

Strike out words in square brackets if inapplicable

This direction has effect so as to make it the duty of the occupier for the time being (which includes any person who is entitled or authorised to permit individuals or households to take up residence in the house or part of the house to which the direction relates) not to permit the number of individuals or households occupying the house to increase to a number above the limit specified in the direction and, if it is for the time being above that number, not to permit it to increase further.

If any person knowingly fails to comply with these requirements he shall be guilty of an offence under Article 112(12) of the Housing (Northern Ireland) Order 1981 and shall be liable on summary conviction to a fine not exceeding £1,000.

On the application of any person who has an estate in the house (including a statutory tenant) as defined in Article 4 of the Rent (Northern Ireland) Order 1978, the Executive has power at any time, having regard to any works which have been executed in the house, or any other change of circumstances, to revoke this direction or vary it so as to allow more individuals to be accommodated in the house. If the Executive refuses such an application, or does not notify the applicant of its decision within 35 days from the date when the application is made, or within such further period as the applicant may in writing allow, he may appeal to a court of summary jurisdiction. On appeal, the court has power to revoke this direction or vary it in any manner in which it might have been varied by the Executive.

FORM NO. 10

HOUSING (NORTHERN IRELAND) ORDER 1981

Article 112(5)

**Notice of intention to give a direction to prevent or reduce overcrowding in a house in multiple occupation**

[To of appearing to be the owner of the house known as ]

Strike out words in square brackets if inapplicable

Notice is hereby given with respect to the house known as

that for the purpose of [preventing the occurrence of] [remedying] a state of affairs calling for the service of a notice under Article 107 of the Housing (Northern Ireland) Order 1981 (hereinafter called "the Order") as amended by Article 107 of, and Schedule 10 to, the Housing (Northern Ireland) Order 1983, the Northern Ireland Housing Executive proposes, in pursuance of its powers under Article 112(1) of the Order to fix the number[s] specified in the Schedule as the highest number[s] of [individuals] [and] [households] who should, having regard to the considerations set out in Article 107(1) of the Order, occupy the [house] [part[s] of the house specified in the Schedule] [in [its] [their] existing condition] [being [a number] [numbers] adopted by the Executive following upon and in reference to the requirements of a notice served by the Executive in respect of the house under the said Article 107 on . . . ] and to give a direction applying [that limit] [those limits] accordingly.

Any representation with respect to this proposal, submitted by an owner of the house before 19 , will be taken into consideration. Representations should be in writing and addressed to:

SCHEDULE

- [Maximum number of individuals for the house ]
- [Maximum number of households for the house ]
- [Part of the house Maximum number of individuals ]
- [Part of the house Maximum number of households ]

Dated 19 Signed

Name in capitals Office held

on behalf of the Northern Ireland Housing Executive.

## NOTES

Article 107(1) of the Housing (Northern Ireland) Order 1981 provides that if the condition of a house in multiple occupation is in the opinion of the Executive so far defective with respect to any of the following matters, namely, natural or artificial lighting, ventilation, water supply, personal washing facilities, drainage and sanitary conveniences, facilities for the storage, preparation and cooking of food, and for the disposal of waste water, and installations for space heating or for the use of space heating appliances having regard to the number of individuals or households, or both, accommodated for the time being on the premises, as not to be reasonably suitable for occupation by them, the Executive may serve a notice requiring the execution of such works as it considers necessary to render the premises suitable for such occupation or for occupation by a smaller number for which the house will be suitable if the works are carried out.

The proposed direction, if given by the Executive will limit the number of [individuals] [and] [households] who may occupy the premises to which it relates and will have effect so as to make it the duty of the occupier for the time being of the premises [ie, the house or part of the house] to which it relates not to permit the number of [individuals] [or] [households] occupying the premises to increase to a number above the limit specified in the direction and, if it is for the time being above that number, not to permit it to increase further.

Strike out words in square brackets if inapplicable

A person who fails to comply with a direction to prevent or reduce overcrowding in a house in multiple occupation shall be guilty of an offence and liable on summary conviction to a fine not exceeding £1,000.

FORM NO. 11

HOUSING (NORTHERN IRELAND) ORDER 1981

Article 112(8)

**Revocation or variation of a direction to prevent or reduce overcrowding in a house in multiple occupation**

Whereas the Northern Ireland Housing Executive on 19 gave a direction under Article 112(1) of the Housing (Northern Ireland) Order 1981 with respect to [the house] [part[s] of the house] known as ;

Strike out the words in square brackets if inapplicable

And whereas a person having an estate in the house has applied to the Executive for [revocation] [variation] of that direction, and the Executive, having regard to [works which have been executed in the house] [a change of circumstances], is of opinion that the direction should be [revoked] [varied so as to allow more individuals to be accommodated in the house];

Now therefore the Executive in pursuance of its powers under Article 112(8) of the Housing (Northern Ireland) Order 1981, hereby [revokes the said direction] [varies the said direction by the substitution for the limit[s] specified therein of the limit[s] specified in the Schedule in respect of the [said house] [part[s] of the said house specified in the Schedule]].

SCHEDULE

[maximum number of individuals for the house	]	
[maximum number of households for the house	]	
[Part of the house	New maximum number of individuals	]
[Part of the house	New maximum number of households	]

Dated day of 19.

The Common Seal of the Northern Ireland Housing Executive was affixed in the presence of—

Authorised Officer:—  
(L.S.)

Office held:—

## FORM NO. 12

## HOUSING (NORTHERN IRELAND) ORDER 1981

Article 112(10)

**Notice requiring information in connection with a house in respect of which a direction under Article 112(1) of the Housing (Northern Ireland) Order 1981 is in force**

To  
 of  
 appearing to be the occupier of [the house] [a part of the house] known  
 as

Strike out words in  
 square brackets if  
 inapplicable

in respect of which a direction made by the Northern Ireland Housing Executive under Article 112(1) of the Housing (Northern Ireland) Order 1981 is in force.

Take Notice that, in pursuance of its powers under Article 112(10) of the Housing (Northern Ireland) Order 1981 the Executive hereby requires you to furnish it within 7 days of the service of this notice with a statement in writing giving the following particulars:—

- (a) the number of individuals living in the above-mentioned [house] [part of the house] on 19 ;
- (b) the number of families or households to which those individuals belong;
- (c) the names of those individuals, and of the heads of each of those families or households; and
- (d) the rooms used by those individuals and families or households respectively.

The statement required by this Notice should be addressed to:

Dated 19 Signed

Name in capitals Office held

on behalf of the Northern Ireland Housing Executive.

**NOTE**

If the person on whom this notice is served fails to furnish the required information within the period stated in the notice or furnishes a statement which to his knowledge is false in any material particular he shall be liable on summary conviction to a fine not exceeding £100.

## FORM No. 13

## HOUSING (NORTHERN IRELAND) ORDER 1981

Article 109 of, and paragraph 2 of Schedule 7A to the Housing (Northern Ireland) Order 1981 as substituted and inserted respectively by Article 75 of, and Schedule 5 to, the Housing (Northern Ireland) Order 1983

**Notice requiring the provision of necessary means of escape from fire in a house in multiple occupation**

To \_\_\_\_\_ of \_\_\_\_\_  
 being [the person appearing to be an owner of the house known as \_\_\_\_\_  
 ] [a person to whom the house known as \_\_\_\_\_  
 is let at a rack rent] [a person who, as the agent or trustee of a person to whom the house known as \_\_\_\_\_  
 is let at a rack rent, receives rents or other payments from tenants of parts of the house or from lodgers in the house].

Strike out words in square brackets if inapplicable

Take Notice that—

(1) it appears to the Northern Ireland Housing Executive that the above-mentioned house, being a house in multiple occupation, is not provided with such means of escape from fire as the Executive considers necessary;

(2) in the opinion of the Executive the works specified in the Schedule to this notice are required to provide the necessary means of escape from fire;

(3) the Executive in pursuance of paragraph 2 of Schedule 7A to the Housing (Northern Ireland) Order 1981 and having consulted the Fire Authority for Northern Ireland pursuant to paragraph 8 of the said Schedule requires you within a period of [days] [weeks] from the date of service of this notice to execute the said works.

## SCHEDULE

## SPECIFICATION OF WORKS

**(Insert detailed specification of works to be executed)**

Dated \_\_\_\_\_ 19 \_\_\_\_\_ Signed \_\_\_\_\_

Name in capitals \_\_\_\_\_ Office held \_\_\_\_\_

on behalf of the Northern Ireland Housing Executive.



## NOTES

## A. APPEAL

A person on whom this notice is served may appeal against it to a court of summary jurisdiction. The appeal must be brought within 21 days from the service of this notice (or such longer period as the Executive may in writing allow) and may be brought on any of the following grounds which are appropriate in the circumstances of the particular case:—

- (a) that the notice is not justified by the terms of paragraph 2 of Schedule 7A to the Housing (Northern Ireland) Order 1981;
- (b) that there has been some informality, defect or error in, or in connection with, the notice;
- (c) that the Executive has refused unreasonably to approve the execution of alternative works, or that the works required by the notice to be executed are otherwise unreasonable in character or extent, or are unnecessary;
- (d) that the time within which the works are to be executed is not reasonably sufficient for the purpose;
- (e) that some person other than the appellant is wholly or in part responsible for the state of affairs calling for the execution of the works, or will, as the holder of an estate in the premises, derive a benefit from the execution of the works, and that that person ought to pay the whole or any part of the expenses of executing the works.

An appeal insofar as it is based on a ground in sub-paragraph (b), shall be dismissed if the court is satisfied that the informality, defect or error was not a material one.

Where the grounds upon which an appeal is brought include a ground specified in sub-paragraph (e), the court, if satisfied that any other person referred to in the notice of appeal has had proper notice of the appeal, may, on the hearing of the appeal, make such order as it thinks fit with respect to the payment to be made by such other person to the appellant or, where the work is done by the Executive, to the Executive.

The period stated in this notice within which the works are to be executed may, if the Executive thinks fit, be extended by written permission of the Executive.

If the works specified in this notice are not executed by the person on whom it is served within the period, or extended period, specified by the Executive (or, where there has been an appeal against the notice and the notice has been confirmed with or without variation by the court, after the expiration of 21 days from the final determination of the appeal, or such longer period as the court, in determining the appeal, may fix), or if the person on whom this notice is served notifies the Executive in writing before the expiration of the time allowed, that he does not intend to do the work in question, the Executive has power itself to do the work required to be done by the notice (with any variation made by the court).

Subject to the terms of any order of the court referred to in the third paragraph of these Notes the Executive can recover any expenses reasonably incurred by it, together with interest, from the person on

whom the notice was served or, if that person was served with the notice only as being an agent or trustee for some other person, then either from him or from that other person, or partly from him and partly from that other person. If, however, the person on whom notice is served can prove that the notice was only properly served on him as being an agent or trustee for some other person and that he has not, and, since the date of service on him by the Executive of a demand for payment, has not had, in his hands on behalf of that other person, sufficient money to discharge the whole demand of the Executive, his liability shall be limited to the total amount of the money which he has, or has had, in his hands as aforesaid.

#### B. GRANT

An application for grant in respect of the works required by this notice may be made to the Executive by a person who—

- (a) has a fee simple estate in possession of the land, or a leasehold estate in possession of the land of which not less than 5 years remain unexpired at the date of application; or
- (b) is entitled (otherwise than as a mortgagee not in possession) to dispose, whether with or without the consent of any other person, of any such estate as is mentioned in (a).

The Executive shall not refuse such an application if it is duly made and the Executive is satisfied that the relevant works are necessary for compliance with this notice.

## FORM NO. 14

## HOUSING (NORTHERN IRELAND) ORDER 1981

Article 109 of, and paragraphs 2 and 4 of Schedule 7A to the Housing (Northern Ireland) Order 1981 as substituted and inserted respectively by Article 75 of, and Schedule 5 to, the Housing (Northern Ireland) Order 1983

**Notice requiring the provision of necessary means of escape from fire in a house in multiple occupation where part of the house is not used for human habitation**

To \_\_\_\_\_ of \_\_\_\_\_,  
 being [the person appearing to be an owner of the house known as \_\_\_\_\_]  
 ] [a person to whom the house known as \_\_\_\_\_  
 is let at a rack rent] [a person who, as the  
 agent or trustee of a person to whom the house known as \_\_\_\_\_  
 is let at a rack rent, receives rent or other  
 payments from tenants of parts of the house or from lodgers in the  
 house].

Strike out words in  
 square brackets if  
 inapplicable

Take Notice that—

(1) it appears to the Northern Ireland Housing Executive that the above-mentioned house, being a house in multiple occupation, is not provided with such means of escape from fire as the Executive considers necessary but that, if that part of the above-mentioned house which comprises \_\_\_\_\_ was not used for human habitation, the means of escape from fire would be adequate if certain works were carried out;

(2) in the opinion of the Executive the works specified in the Schedule to this notice are required to provide such means of escape from fire as will be necessary if the above-mentioned part of the house is not used for human habitation;

(3) the Executive in pursuance of paragraph 4 of Schedule 7A to the Housing (Northern Ireland) Order 1981 and having consulted with the Fire Authority for Northern Ireland pursuant to paragraph 8 of the said Schedule, requires you within a period of [days] [weeks] from the date of service of this notice to execute the said works.

## SCHEDULE

## SPECIFICATION OF WORKS

**(Insert detailed specification of works to be executed)**

Dated \_\_\_\_\_ 19 \_\_\_\_\_ Signed \_\_\_\_\_  
 Name in capitals \_\_\_\_\_ Office held \_\_\_\_\_  
 on behalf of the Northern Ireland Housing Executive.

## NOTES

## A. APPEAL

A person on whom this notice is served may appeal against it to a court of summary jurisdiction. The appeal must be brought within 21 days from the service of this notice (or such longer period as the Executive may in writing allow) and may be brought on any of the following grounds which are appropriate in the circumstances of the particular case:—

- (a) that the notice is not justified by the terms of paragraph 2 of Schedule 7A to the Housing (Northern Ireland) Order 1981;
- (b) that there has been some informality, defect or error in, or in connection with, the notice;
- (c) that the Executive has refused unreasonably to approve the execution of alternative works, or that the works required by the notice to be executed are otherwise unreasonable in character or extent, or are unnecessary;
- (d) that the time within which the works are to be executed is not reasonably sufficient for the purpose;
- (e) that some person other than the appellant is wholly or in part responsible for the state of affairs calling for the execution of the works, or will, as the holder of an estate in the premises, derive a benefit from the execution of the works and that that person ought to pay the whole or any part of the expenses of executing the works.

An appeal, insofar as it is based on a ground specified in sub-paragraph (b), shall be dismissed if the court is satisfied that the informality, defect or error was not a material one.

Where the grounds upon which an appeal is brought include the ground specified in sub-paragraph (e), the court, if satisfied that any other person referred to in the notice of appeal has had proper notice of the appeal, may, on the hearing of the appeal, make such order as it thinks fit with respect to the payment to be made by such other person to the appellant or, where the work is done by the Executive, to the Executive.

The period stated in this notice within which the works are to be executed may, if the Executive thinks fit, be extended by written permission of the Executive.

If the works specified in this notice are not executed by the person on whom it is served within the period, or extended period, specified by the Executive (or, where there has been an appeal against the notice and the notice has been confirmed with or without variation by the court, after the expiration of 21 days from the final determination of the appeal, or such longer period as the court in determining the appeal, may fix), or if the person on whom this notice is served notifies the Executive in writing before the expiration of the time allowed, that he does not intend to do the work in question, the Executive has power itself to do the work required to be done by the notice (with any variation made by the court).

Subject to the terms of any order of the court referred to in the third paragraph of these Notes the Executive can recover any expenses reasonably incurred by it, together with interest, from the person on

whom the notice was served or, if that person was served with the notice only as being an agent or trustee for some other person, then either from him or from that other person, or partly from him and partly from that other person. If, however, the person on whom notice is served can prove that the notice was only properly served on him as being an agent or trustee for some other person and that he has not, and, since the date of service on him by the Executive of a demand for payment, has not had in his hands on behalf of that other person, sufficient money to discharge the whole demand of the Executive, his liability shall be limited to the total amount of the money which he has, or has had, in his hands as aforesaid.

#### B. GRANT

An application for grant in respect of the works required by this notice may be made to the Executive by a person who—

- (a) has a fee simple estate in possession of the land, or a leasehold estate in possession of the land of which not less than 5 years remain unexpired at the date of application; or
- (b) is entitled (otherwise than as a mortgagee not in possession) to dispose, whether with or without the consent of any other person, of any such estate as is mentioned in (a).

The Executive shall not refuse such an application if it is duly made and the Executive is satisfied that the relevant works are necessary for compliance with this notice.

FORM NO. 15

HOUSING (NORTHERN IRELAND) ORDER 1981

Article 109 of, and paragraph 6 of Schedule 7A to the Housing (Northern Ireland) Order 1981 as substituted and inserted respectively by Article 75 of, and Schedule 5 to, the Housing (Northern Ireland) Order 1983

**Closing order in respect of part of a house in multiple occupation**

Whereas it appears to the Northern Ireland Housing Executive that the house known as

being a house in multiple occupation, is not provided with such means of escape from fire as the Executive considers necessary, but that, if the part of the said house which comprises

habitation, the means of escape from fire with which the house is provided would be adequate;

[And whereas no such undertaking in relation to the premises as is mentioned in paragraph 5 of Schedule 7A to the Housing (Northern Ireland) Order 1981 has been accepted;]

Strike out words in square brackets if inapplicable

[And whereas such an undertaking in relation to the premises as is mentioned in paragraph 5 of Schedule 7A to the Housing (Northern Ireland) Order 1981 which was accepted on 19 has been broken;]

And whereas the Executive has consulted with the Fire Authority for Northern Ireland pursuant to paragraph 8 of Schedule 7A to the said Order;

Now therefore the Northern Ireland Housing Executive in pursuance of paragraph 6 of Schedule 7A to the Housing (Northern Ireland) Order 1981 by this order prohibits the use of the above-mentioned part of the said house for any purpose other than a purpose approved by the Executive [and hereby approves the following purpose[s], namely ]

Dated day of 19

The Common Seal of the Northern Ireland Housing Executive was affixed in the presence of—

Authorised Officer:—

Office Held:—

**NOTES**

This order will become operative 21 days after the date of the service of the order unless an appeal has been brought against it. If an appeal is brought, the order will not become operative until the appeal is finally determined or withdrawn.

Any person aggrieved by this order may, within 21 days from the date of the service of the order, appeal to the County Court. No steps shall be taken by the Executive to enforce the order against which an appeal is brought before the appeal has been finally determined. An appeal cannot be brought by a person who is in occupation of the premises to which the order relates under a lease or agreement of which the unexpired term does not exceed one year.

On an appeal, the County Court may confirm or quash or vary the order as the Court considers fit, and may, if the Court considers fit, accept from an appellant any such undertaking as might have been accepted by the Executive and any undertaking so accepted by the Court shall have the like effect as if it had been given to and accepted by the Executive.

Chapter II of Part III of the Housing (Northern Ireland) Order 1981 applies to this order as it applies to a closing order made under Article 38(1) of that Order but the ground on which, under Article 39(1), the Executive is required to determine this order, shall be that it is satisfied that the means of escape from fire with which the house is provided is adequate (owing to a change of circumstances) and will remain adequate if the part of the house with respect to which this order was made is again used for human habitation.

A person who knowing that this order has become operative uses the part of the house to which it relates in contravention of the terms of the order, or permits it to be so used, shall be liable on summary conviction to a fine not exceeding £2,000 and to a further fine of £10 for every day or part of a day on which he so uses it or permits it to be so used after conviction.

## EXPLANATORY NOTE

*(This note is not part of the Regulations.)*

These regulations, which are made by the Department of the Environment under Article 162 of the Housing (Northern Ireland) Order 1981, prescribe the forms of closing order, directions, notices and other forms to be used by the Northern Ireland Housing Executive for the purposes of Part VI of the Order, which deals with houses in multiple occupation.

Forms (1) to (5) and (9) to (12) are for use where the Executive seeks to exercise any of its powers under Articles 102 and 112 of the Order in relation to overcrowding.

Form (6) is prescribed for use where the Executive seeks to apply by direction under Article 104 of the Order, a code of management to a house in multiple occupation which is in an unsatisfactory condition in consequence of defective management.

Forms (7) and (8) are for use where the Executive seeks to exercise any of its powers under Articles 106 to 108 in relation to the execution of works to control the occupation and standards of houses in multiple occupation.

Forms (13) to (15) are for use where the Executive seeks to exercise any of its powers under Schedule 7A to the Order in relation to means of escape from fire.