



# Housing Act 1985

## 1985 CHAPTER 68

### PART III

#### HOUSING THE HOMELESS

##### *Duties of local housing authorities with respect to homelessness and threatened homelessness*

#### **67 Referral of application to another local housing authority.**

- (1) If the local housing authority—
  - (a) are satisfied that an applicant is homeless and has a priority need, and are not satisfied that he became homeless intentionally, but
  - (b) are of opinion that the conditions are satisfied for referral of his application to another local housing authority in England, Wales or Scotland, they may notify that other authority of the fact that his application has been made and that they are of that opinion.
- (2) The conditions for referral of an application to another local housing authority are—
  - (a) that neither the applicant nor any person who might reasonably be expected to reside with him has a local connection with the district of the authority to whom his application was made,
  - (b) that the applicant or a person who might reasonably be expected to reside with him has a local connection with the district of that other authority, and
  - (c) that neither the applicant nor any person who might reasonably be expected to reside with him will run the risk of domestic violence in that other district.
- (3) For this purpose a person runs the risk of domestic violence—
  - (a) if he runs the risk of violence from a person with whom, but for the risk of violence, he might reasonably be expected to reside, or from a person with whom he formerly resided, or
  - (b) if he runs the risk of threats of violence from such a person which are likely to be carried out.

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*Status: Point in time view as at 01/10/1996. This version of this provision has been superseded.*

*Changes to legislation: Housing Act 1985, Section 67 is up to date with all changes known to be in force on or before 01 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

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- (4) The question whether the conditions for referral of an application are satisfied shall be determined by agreement between the notifying authority and the notified authority or, in default of agreement, in accordance with such arrangements as the Secretary of State may direct by order made by statutory instrument.
- (5) An order may direct that the arrangements shall be—
  - (a) those agreed by any relevant authorities or associations of relevant authorities, or
  - (b) in default of such agreement, such arrangements as appear to the Secretary of State to be suitable, after consultation with such associations representing relevant authorities, and such other persons, as he thinks appropriate.
- (6) No order shall be made unless a draft of the order has been approved by resolution of each House of Parliament.

**Status:**

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