
STATUTORY INSTRUMENTS

1998 No. 809

HOUSING, ENGLAND AND WALES

The Housing Renewal Grants (Prescribed Form and Particulars) (Amendment) Regulations 1998

Made - - - - *18th March 1998*
Coming into force - - *13th April 1998*

The Secretary of State for the Environment, Transport and the Regions, as respects England, and the Secretary of State for Wales, as respects Wales, in exercise of the powers conferred on them by sections 2(2) and (4), 101(1) and 146(1) and (2) of the Housing Grants, Construction and Regeneration Act 1996(2) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Housing Renewal Grants (Prescribed Form and Particulars) (Amendment) Regulations 1998 and shall come into force on 13th April 1998.

Amendments

2. The form set out in the Schedule to the Housing Renewal Grants (Prescribed Form and Particulars) Regulations 1996(3) is amended as specified in the Schedule to these Regulations.

Application

3. These Regulations shall not have effect in relation to applications for a grant made before the 13th April 1998.

(1) See the definition of “prescribed” in section 101.
(2) 1996 c. 53.
(3) S.I. 1996/2891; amended by S.I. 1997/978.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Signed by authority of the Secretary of State

Nick Raynsford
Parliamentary Under Secretary of State,
Department of the Environment, Transport and
the Regions

5th March 1998

Signed by authority of the Secretary of State for Wales

Win Griffiths
Parliamentary Under Secretary of State, Welsh
Office

18th March 1998

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

Regulation 2

AMENDMENTS TO THE FORM ENTITLED
“OWNER-OCCUPIER'S AND TENANT'S
APPLICATION FOR HOUSING RE NEWAL GRANTS”

1. In question 1, omit “**Note 1**”.
2. In question 2B.8 for “buiding” substitute “building”.
3. In question 2B.10 for “occupany” substitute “occupancy”.
4. In paragraph 2 of the notes at the beginning of Part 3(4)—
 - (a) in sub-paragraph (1)(a) after “the applicant, or” insert “(where more than one)”;
 - (b) in sub-paragraph (2)(a) after “any disabled occupant” insert “, or (where more than one) each of the disabled occupants,”; and
 - (c) omit paragraph 2(2)(b).

5. For question 3.1, substitute—

Are you, or is your partner, receiving (and entitled to receive) income support or an income-based jobseeker’s allowance? **Note 48**

Please give details including dates

.....

Yes
(please go to the
Declaration at the
end of this **Part**)
No

6. For question 3.6, substitute—

3.6 Have you, or has your partner, been incapable of work, or treated as incapable of work, for at least the last 364 days continuously? **Note 52**

You Your partner
Yes

Please give details including dates

.....

You Your partner
No

7. For question 3.7, substitute—

3.7 If you are, or your partner is, terminally ill, have you or has your partner, been incapable of work, or treated as incapable of work, for at least the last 196 days continuously? **Note 53**

You Your partner
Yes

Please give details including dates

.....

You Your partner
No

8. Omit question 3.22.
9. In question 3.29(5) insert in the appropriate place—

(4) The notes were substituted by S.I. 1997/978.
(5) Question 3.29 was amended by S.I. 1997/978.

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Community care payment: £..... £.....

Note 83A

10. In question 3.31, insert in the appropriate place—

Career Development Loan £..... £.....

Note 85A

(Please give details of what the payments are intended to cover, e.g. heating, meals)

11. In question 3.38(6)

- (a) omit “, or one or more of the children,” (where those words first occur);
- (b) for the words after “local authority,” to “eleventh birthday” substitute “and the charge relates to a period beginning on the child’s 8th birthday and ending on the day before the first Monday in September following his 12th birthday”; and
- (c) above “(If “Yes” for one or more” insert—
“(If you have named more than one child in question 3.15, please give this information in respect of each child.)”.

12. In the Authorisation at the end of Part III of the form—

- (a) to the right of the heading “Authorisation” insert “**Note 95A**”;
- (b) in paragraphs (a) and (b)—
 - (i) for “If you receive” substitute “For those receiving”;
 - (ii) for “your application” substitute “the application”;
 - (iii) for “if you give” substitute “if those in such receipt give”; and
 - (iv) for “if you wish to do this” in paragraph (a) and for “If you are content for the Council to refer to your existing HB or CTB records” in paragraph (b), substitute “To give permission”;
- (c) in paragraph (a), omit “or national insurance number”; and
- (d) in paragraph (b), for “your HB or CTB records” substitute “their HB or CTB records”.

13. In the notes at the end of the form, omit note 1.

14. Omit note 68.

15. At the end of the list in the first paragraph of note 83, add—

- “mandatory top-up payments made to you for participation in the Voluntary Sector Option of the New Deal or in the Environment Task Force Option of the New Deal made under section 2 of the Employment and Training Act 1973;
- discretionary payments for special needs made to you for participation in the Full-Time Education and Training Option of the New Deal made under section 2 of the Employment and Training Act 1973;”(7).

16. After note 83, insert—

“**83A.** This means a payment made under the Community Care (Direct Payments) Act 1996 or under section 12B of the Social Work (Scotland) Act 1968.”(8).

17. After note 85, insert—

“**85A.** This means a Career Development Loan paid under section 2 of the Employment and Training Act 1973.”.

(6) Question 3.38 was substituted by S.I. 1997/978.

(7) 1973 c. 50; section 2 was amended by section 25 of the Employment Act 1988 (c. 19).

(8) 1996 c. 30; 1968 c. 49; section 12B was inserted by the Community Care (Direct Payments) Act 1996 (c. 30), section 4.

18. In note 90 for “(see note **86**);” substitute—
“(see note **85**);
concessionary coal or payments made in lieu under section 19(1)(a) of the Coal Industry Act 1994;”(9).
19. In note 91 for the last entry in the list in the second paragraph, substitute—
— “capital administered by the courts of England and Wales or Scotland for any person, deriving from an award of damages for personal injury to that person or, in the case of a person under the age of 18, from compensation for the death of one or both parents.”.
20. At the end of note 93, add—
“You should answer “No” to this question where your child care expenses have been reimbursed in respect of your participation in an employment programme specified in regulation 75(1)(a)(ii) of the Jobseeker’s Allowance Regulations 1996 or in a training scheme specified in regulation 75(1)(b)(ii) of those Regulations.(10)
21. After note 95 insert—
“**95A.** It may help the Council to process the application more quickly if each person who receives income support or an income-based jobseeker’s allowance completes the **authorisation** at the end of **Part 3**. However, there is no obligation to do this.”.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the form, set out in the Schedule to the Housing Renewal Grants (Prescribed Form and Particulars) Regulations 1996, to be used by owner-occupiers and tenants when applying for housing renewal grants under Chapter I of Part I of the Housing Grants, Construction and Regeneration Act 1996. Most of the amendments are consequential on amendments being made by the Housing Renewal Grants (Amendment) Regulations 1998 (S.I.1998/808) to the Housing Renewal Grants Regulations 1996 (S.I. 1996/2890). There are also minor and drafting amendments.

(9) 1994 c. 21.

(10) S.I. 1996/207; relevant amending instrument S.I. 1997/2863.