

1999 No. 1607

HOUSING, ENGLAND AND WALES

The Housing Renewal Grants (Prescribed Form and Particulars) (Amendment) Regulations 1999

Made - - - - - *7th June 1999*
Coming into force *30th June 1999*

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 upon them by sections 2(2) and (4), 101(a) and 146 of the Housing Grants, Construction and Regeneration Act 1996(b) 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 1999 and shall come into force on 30th June 1999.

Amendment of the Housing Renewal Grants (Prescribed Form and Particulars) Regulations 1996

2. The form set out in the Schedule to the Housing Renewal Grants (Prescribed Form and Particulars) Regulations 1996(c) 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 30th June 1999.

Signed by authority of the Secretary of State
for the Environment, Transport and the Regions

3rd June 1999

Hilary Armstrong
Minister of State,
Department of the Environment, Transport and the Regions

Signed by authority of the Secretary of State for Wales

7th June 1999

Jon Owen Jones
Parliamentary Under Secretary of State,
Welsh Office

(a) See the definition of "prescribed" in section 101.
(b) 1996 c. 53.
(c) S.I. 1996/2891; amended by S.I. 1997/978 and by S.I. 1998/809.

AMENDMENTS TO THE FORM ENTITLED

“OCCUPIER’S AND TENANT’S APPLICATIONS FOR HOUSING RENEWAL GRANTS”

1. At the end of the list in question 2C.3, add—

“—a tenancy for a term of years absolute of which not less than five years remain unexpired at the date of the application ”.
2. In question 3.29, insert in the appropriate place—

“Rehabilitation allowance: £ £ **Note 84A**”.
3. In question 3.31—
 - (a) after “Government training allowance: £ £” add “**Note 85B**”;
 - (b) insert in the appropriate place—

“Insurance payments: £ £ **Note 86A**”.
4. At the end of question 3.34 for “**Note 90**” substitute “**Notes 90 & 90A**”.
5. In note 42—
 - (i) after “a statutory tenancy under the Rent (Agriculture) Act 1976 or the Rent Act 1977,” omit “or”;
 - (ii) after “an assured agricultural occupancy under Part I of the Housing Act 1988” for “.” substitute “; or”;
 - (iii) at the end of the list add—

“—a tenancy for a term of years absolute of which not less than five years remain unexpired at the date of the application.”.
6. In note 83—
 - (i) for “payments from the MacFarlane Trusts, the Independent Living Fund, the Independent Living (Extension) Fund or the Independent Living (1993) Fund” substitute “payments from the MacFarlane Trusts, the Eileen Trust or the Independent Living Funds”;
 - (ii) after the words “New Deal” in the second place where those words occur insert “where you are self-employed under the Employment Option of the New Deal”.
7. After note 84, insert—

“**84A.** This means any rehabilitation allowance paid to you under section 2 of the Employment and Training Act 1973.”.
8. In note 85—
 - (i) after “note **83**”, add “or note **83A**”;
 - (ii) after the word “organisation”, add—

“and in the case of Northern Ireland, a health and social services board except as provided in the Children (Northern Ireland) Order 1995”.
9. After note 85A, insert—

“**85B.** Do not include any payments of income received by you for your participation in—

 - the Employment Option of the New Deal;
 - the Voluntary Sector Option of the New Deal;
 - the Environment Task Force Option of the New Deal;
 - the Full-Time Education and Training Option of the New Deal;

- an employment related course which does not last longer than 12 consecutive months and is of the standard required by regulation 17A of the Jobseeker’s Allowance Regulations 1996;

unless the following paragraph applies.

Where you are receiving or have received assistance for establishing or carrying out commercial activity under the Employment Option of the New Deal, you should mention any payments to enable you to pay expenses whilst carrying out that activity or to make repayments on a connected loan. Where you are attending an employment related course, you should also mention any payment received in respect of your special needs.”.

10. In note 86, after “household” add–

“or for other persons for whom you provide accommodation and in this case also disregard any payments by these people.”.

11. After note 86, insert–

“**86A.** “Insurance payments” means any payments received under an insurance policy to enable payments to be made on:

- (a) a mortgage of your own home;
- (b) a consumer credit or consumer hire agreement regulated by the Consumer Credit Act 1974; or
- (c) a hire-purchase or conditional sale agreement as defined for the purposes of the Hire Purchase Act 1964.

The insurance payments will be disregarded to the extent that they do not exceed the amount necessary to enable the other payments mentioned above to be made. In the case of your mortgage, the amount to be disregarded will include any amount required to pay premiums on a buildings insurance policy required by the terms of the mortgage of your home.”.

12. In note 90–

- (a) insert in the appropriate place “insurance payments (see note **86A**)”;
- (b) for “payments from the MacFarlane Trusts, the Independent Living Fund, the Independent Living (Extension) Fund or the Independent Living (1993) Fund” substitute “payments from the MacFarlane Trusts, the Eileen Trust or the Independent Living Funds”.

13. After note 90, insert–

“**90A.** Do not include any payments of capital received by you for your participation in–

- the Employment Option of the New Deal;
- the Voluntary Sector Option of the New Deal;
- the Environment Task Force Option of the New Deal;
- the Full-Time Education and Training Option of the New Deal;
- an employment related course which does not last longer than 12 consecutive months and is of the standard required by regulation 17A of the Jobseeker’s Allowance Regulations 1996;

unless the following paragraph applies.

Where you are receiving or have received any assistance under the self-employed Option of the New Deal, you will need to mention any capital sum which you have acquired within the last year for the purpose of establishing or carrying on a commercial activity in respect of which assistance is or was received. Where you are attending an employment related course, you should also mention any payment received in respect of your special needs within the last year.”.

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.

The amendment to question 2C.3 is consequential on the condition specified in the Housing Renewal Grants (Common Parts) Order 1999 (S.I. 1999/68) for the purposes of section 14(2)(d) of the Housing Grants, Construction and Regeneration Act 1996 (common parts grants: occupation of flats by occupying tenants).

The other amendments are consequential on those being made by the Housing Renewal Grants (Amendment) Regulations 1999 (S.I. 1999/1523) to the Housing Renewal Grants Regulations 1996 (S.I. 1996/2890).

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