
STATUTORY INSTRUMENTS

1978 No. 1406 (N.I. 22)

NORTHERN IRELAND

The Homes Insulation
(Northern Ireland) Order 1978

Made 29th September 1978

Laid before Parliament 5th October 1978

Coming into Operation 6th October 1978

At the Court at Balmoral, the 29th day of September 1978

Present,

The Queen's Most Excellent Majesty in Council

Whereas this Order in Council is made only for purposes corresponding to those of section 1 of the Homes Insulation Act 1978 (a):

Now, therefore, Her Majesty, in exercise of the powers conferred by paragraph 1 of Schedule 1 to the Northern Ireland Act 1974 (b) (as modified by section 3 (1) of the said Act of 1978) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Title and commencement

1. This Order may be cited as the Homes Insulation (Northern Ireland) Order 1978 and shall come into operation on the seventh day after the day on which it is made.

Interpretation

2.—(1) The Interpretation Act (Northern Ireland) 1954 (c) shall apply to Article 1 and the following provisions of this Order as it applies to a Measure of the Northern Ireland Assembly.

(2) In this Order—

“the Department” means the Department of the Environment; and

“the Executive”, means the Northern Ireland Housing Executive.

Grants for thermal insulation

3.—(1) In accordance with such schemes as the Department may by order make, the Executive shall make grants towards the cost of works undertaken to improve the thermal insulation of dwellings.

(2) Schemes under this Order shall specify—

(a) 1978 c. 48. (b) 1974 c. 28.
(c) 1954 c. 33 (N.I.).

- (a) the insulation works for which grant is to be available and the descriptions of dwellings which are to qualify; and
- (b) the persons from whom applications are to be entertained in respect of different dwellings and categories of dwellings.

(3) The first such scheme shall be for the improved insulation of roof spaces and water supply; and the grant available under this scheme shall be, for any dwelling, 66 per cent. of the cost of the works qualifying for grant or £50, whichever is the lesser amount.

The Department may by order alter that percentage or money sum, or both.

(4) Under other schemes, the grant shall be such percentage of the cost of the works so qualifying, or such money sum (whichever is the lesser amount), as the Department may prescribe by order for each scheme.

(5) A scheme other than the first may provide for grants—

- (a) to be made only to those applying on grounds of special need; or
- (b) to be made, in the case of those so applying, on a higher scale prescribed by order under paragraph (4).

(6) For this purpose “special need” is to be determined by reference to such matters personal to the applicant as may be prescribed by the scheme, particularly age, disability, bad health and inability without undue hardship to finance the cost of the works.

(7) In the administration of this Order, the Executive shall comply with any directions given to it by the Department, particularly in matters relating to—

- (a) the way in which applications for grant are to be dealt with, and the priorities to be observed between applicants and different categories of applicants; and
- (b) the means of authenticating applications, so that grant is only given in proper cases, and of ensuring that the works are carried out to any standard specified in the applicable scheme.

(8) Orders made under paragraph (3) or (4) shall be subject to the approval of the Department of Finance and all orders made under this Article shall be subject to negative resolution.

N. E. Leigh,
Clerk of the Privy Council.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order empowers the Northern Ireland Housing Executive to provide financial assistance for private householders towards the cost of measures to improve the thermal insulation of dwellings.