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STATUTORY INSTRUMENTS

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**1981 No. 156**

**Housing (Northern Ireland) Order 1981**

**PART II**

**THE NORTHERN IRELAND HOUSING EXECUTIVE**

**CHAPTER II**

**GENERAL FUNCTIONS OF THE EXECUTIVE**

**[<sup>F1</sup>Advances by the Executive**

- 9.**—(1) Subject to such conditions as the Department may specify, the Executive may—
- (a) advance money by way of loan to an person for any of the purposes mentioned in paragraph (2);
  - (b) on the disposal of any house, allow any sum to be left outstanding on the security of the house; or
  - (c) take a transfer of a mortgage in pursuance of Article 156.
- (2) The purposes referred to in paragraph (1) are—
- (a) acquiring or constructing a house;
  - (b) converting a building into a house or acquiring buildings for that purpose;
  - (c) altering, enlarging, repairing or improving a house;
  - (d) facilitating the repayment of an amount outstanding on a previous loan made for any of the purposes specified in sub#paragraphs (a) to (c).]

[<sup>F2</sup>(3) So long as any part of the principal of, or any interest on, a loan under paragraph (1)(a) remains outstanding, the loan is to be a charge on the house or building or buildings in question.

(4) Where paragraph (3) applies—

    - (a) the charge shall be enforceable in all respects as if it were a valid mortgage by deed created in favour of the Executive by the person on whose estate the charge has been created (with, where necessary, any authorisation or consent required by law); and
    - (b) the Executive may exercise the powers conferred by sections 19, 21 and 22 of the Conveyancing Act 1881 on mortgagees by deed accordingly.]

**F1** 1983 NI 15

**F2** Art. 9(3)(4) inserted (9.7.2016) by [Housing \(Amendment\) Act \(NorthernIreland\) 2016 \(c. 17\)](#), ss. 3(1), 4

**Changes to legislation:**

Housing (Northern Ireland) Order 1981, Section 9 is up to date with all changes known to be in force on or before 14 May 2023. 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art.155 revoked by [1997 c. 32 s.46\(2\)Sch.9](#)
- art.155 revoked by [1997 c. 32 s.46\(2\)Sch.9](#)