

1989 No. 151

HOUSING

Housing (Special Grants) Order (Northern Ireland) 1989

Made 19th April 1989

Coming into operation 5th June 1989

*To be laid before Parliament under paragraph 3(3) of
Schedule 1 to the Northern Ireland Act 1974*

The Department of the Environment, in exercise of the powers conferred on it by Article 52(9) of the Housing (Northern Ireland) Order 1983(a) and of every other power enabling it in that behalf, with the consent of the Department of Finance and Personnel, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Housing (Special Grants) Order (Northern Ireland) 1989 and shall come into operation on 5th June 1989.

Appropriate percentage for special grants for certain houses in multiple occupation

2. Article 52 of the Housing (Northern Ireland) Order 1983 is modified as follows—

(1) After paragraph (5) insert the following paragraph—

“(5A) Where—

(a) an application for special grant relates to the provision of—

(i) standard amenities, or

(ii) means of escape from fire; and

(b) it is mandatory, by virtue of paragraph (1) or (2) of Article 64, for the Executive to pay the special grant,

the appropriate percentage is 20 per cent.”.

(2) In paragraph (6)(b) after “(3)” insert “or (5A)”.

Sealed with the Official Seal of the Department of the Environment on
19th April 1989.

(L.S.)

Rosemary R. Brown

Assistant Secretary

The Department of Finance and Personnel consents to the foregoing Order.

Sealed with the Official Seal of the Department of Finance and Personnel on 19th April 1989.

(L.S.)

Derek A. Hill

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order reduces the appropriate percentage, which is relevant for determining the amount, or the maximum amount, of special grant payable under Part III of the Housing (Northern Ireland) Order 1983 (the 1983 Order), where such payment is mandatory by virtue of Article 64 of that Order.

Mandatory special grant is payable under that Article where the Northern Ireland Housing Executive is satisfied either that the relevant works are necessary—

- (a) for compliance with so much of a notice under Article 107 of the Housing (Northern Ireland) Order 1981 as relates to the provision of standard amenities (described in Schedule 4 to the 1983 Order); or
- (b) for compliance with a notice requiring the provision of a means of escape from fire under paragraph 2(1) of Schedule 7A to that Order.

In such cases the appropriate percentage is reduced to 20%. Formerly the appropriate percentage was 75% in priority cases (applications to which one or more of the conditions in Article 52(5) of the 1983 Order apply) and 50% in non-priority cases.

But where it appears to the Executive that the applicant would not, without undue hardship, be able to finance so much of the cost of the works as would not be met by the special grant, the appropriate percentage remains 90% in priority cases and 65% in non-priority cases.