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STATUTORY RULES OF NORTHERN IRELAND

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**1997 No. 456**

**Housing Renovation etc. Grants (Reduction of Grant) Regulations (Northern Ireland) 1997**

**Part II**

**Reduction in Amount of Grant**

**Reduction in amount of grant**

**11.** The amount of any grant which may be paid in respect of an application shall, if the financial resources of the applicant or applicants exceed the applicable amount, be reduced from what it would otherwise have been—

- (a) where the application is accompanied by an owner-occupation certificate, by the aggregate of the amounts obtained by multiplying—
  - (i) by 18·17 that part of any such excess which is £47·95 or less,
  - (ii) by 36·33 that part of any such excess which is greater than £47·95 but not more than £95·90,
  - (iii) by 145·32 that part of any such excess which is greater than £95·90 but not more than £191·80, and
  - (iv) by 363·30 that part of any such excess which is greater than £191·80;
- (b) where application is accompanied by a tenant's certificate, by the aggregate of the amounts obtained by multiplying—
  - (i) by 10·67 that part of any such excess which is £47·95 or less,
  - (ii) by 21·34 that part of any such excess which is greater than £47·95 but not more than £95·90,
  - (iii) by 85·35 that part of any such excess which is greater than £95·90 but not more than £191·80, and
  - (iv) by 213·38 that part of any such excess which is greater than £191·80.

**Successive applications**

**12.—(1)** In this regulation “current application” means an application to which regulation 11 refers.

(2) The amount by which a grant in respect of a current application is reduced shall, except where paragraph (4) applies, be abated—

- (a) in a case to which paragraph (3)(a) or (b) applies, by the amount by which any grant paid in respect of any application there referred to was itself reduced by virtue of regulation 11 and this regulation;

- (b) in a case to which paragraph (3)(c) or (d) applies, by the amount by which any grant paid in respect of any application there referred to was itself reduced, by virtue of Article 49(4) of the Order, by reference to persons (other than participating landlords) who are relevant persons in the current application;
  - (c) in a case to which paragraph (3)(e) applies, by the amount of any contribution notified under Article 67(1) of the Order to any person who is a relevant person in the current application.
- (3) Subject to paragraph (4), this paragraph applies where—
- (a) within the 10 years preceding the date of approval of the current application, at least one application, accompanied by an owner-occupation certificate, relating to the same dwelling or building was made, in respect of which at least one of the relevant persons is a relevant person in the current application;
  - (b) within the 5 years preceding the date of approval of the current application, at least one application, accompanied by a tenant’s certificate, relating to the same dwelling or building was made, in respect of which at least one of the relevant persons is a relevant person in the current application;
  - (c) within the 10 years preceding the date of approval of the current application, at least one tenant’s common parts application relating to the same building was made, in respect of which at least one of the relevant persons in the current application was an occupying tenant in relation to a flat in the building by virtue of the interest mentioned in Article 43(4)(b) of the Order (common parts grants: preliminary conditions) and was also an applicant;
  - (d) within the 5 years preceding the date of approval of the current application, at least one tenant’s common parts application relating to the same building was made, in respect of which at least one of the relevant persons in the current application was an occupying tenant in relation to a flat in the building by virtue of such an interest as is mentioned in Article 43(4)(c) to (e) of the Order and was also an applicant; or
  - (e) within the 10 years preceding the date of approval of the current application, at least one of the relevant persons in the current application signified scheme consent under Article 67(1) of the Order (contributions by participants) in respect of at least one group repair scheme in relation to which the same dwelling, building or flat was, or was part of, a qualifying building.
- (4) Paragraph (3) does not apply in any case where, by reason of reduction of grant referred to in paragraph (2)(a) or (b), no grant was paid in respect of the application, except where the eligible works in respect of which the application was approved were executed to a satisfactory standard.