
STATUTORY RULES OF NORTHERN IRELAND

2004 No. 8

Housing Renewal Grants (Reduction of Grant) Regulations (Northern Ireland) 2004

PART II

REDUCTION IN AMOUNT OF GRANT

Reduction in amount of grant

13. 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 19·97 that part of any such excess which is £47·95 or less,
 - (ii) by 39·94 that part of any such excess which is greater than £47·95 but not more than £95·90,
 - (iii) by 159·76 that part of any such excess which is greater than £95·90 but not more than £191·80, and
 - (iv) by 399·41 that part of any such excess which is greater than £191·80;
- (b) where the application is accompanied by a tenant's certificate, by the aggregate of the amounts obtained by multiplying –
 - (i) by 11·27 that part of any such excess which is £47·95 or less,
 - (ii) by 22·53 that part of any such excess which is greater than £47·95 but not more than £95·90,
 - (iii) by 90·13 that part of any such excess which is greater than £95·90 but not more than £191·80, and
 - (iv) by 225·32 that part of any such excess which is greater than £191·80.

Successive applications

14.—(1) In this regulation “current application” means an application to which regulation 13 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 13 and this regulation or regulations 11 and 12 of the Housing Renovation etc. Grants (Reduction

- of Grant) Regulations (Northern Ireland) 1997⁽¹⁾ or regulations 10 and 11 of the Housing Renovation etc. Grants (Reduction of Grant) Regulations (Northern Ireland) 1992⁽²⁾;
- (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 63(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 97(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 a tenancy granted or extended for a term of years of which not less than 5 years remain unexpired at the date of the application 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 45(2) 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 95(1) of the Order 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.

(1) S.R. 1997 No. 456, amended by S.R. 1998 No. 396, S.R. 1999 No. 387, S.R. 2000 Nos. 62 and 325, S.R. 2001 No. 315 and S.R. 2003 Nos. 234, 282 and 387

(2) S.R. 1992 No. 412, amended by S.R. 1993 No. 399, S.R. 1994 No. 348 and S.R. 1996 No. 110 and revoked by S.R. 1997 No. 456