
STATUTORY INSTRUMENTS

2007 No. 1356

The Housing Benefit (Amendment) Regulations 2007

Amendment of the Housing Benefit Regulations 2006

- 2.—(1) The Housing Benefit Regulations 2006(1) are amended as follows.
- (2) In regulation 2(1) (interpretation) in sub-paragraph (a) of the definition of “shared ownership tenancy” for “tenancy” substitute “lease”.
- (3) In regulation 9 (circumstances in which a person is to be treated as not liable to make payments in respect of a dwelling) after paragraph (1)(h) insert—
- “(ha) he or his partner—
- (i) was a tenant under a long tenancy in respect of the dwelling; and
- (ii) less than five years have elapsed since that tenancy ceased,
- except where he satisfies the appropriate authority that he or his partner could not have continued to occupy that dwelling without relinquishing the tenancy;”.
- (4) In regulation 12(2)(rent)—
- (a) in sub-paragraph (a) omit “granted by a housing association or a housing authority”;
- (b) after sub-paragraph (e) insert—
- “(f) payments by a person in respect of a dwelling where his partner is an owner of that dwelling.”.
- (5) In regulation 13(15) (maximum rent)—
- (a) after “claimant” insert “, or the claimant’s partner;”;
- (b) for “his” substitute “the claimant’s”.
- (6) In regulation 16(1)(c) (application for redetermination by rent officer) for “6 weeks” substitute “one month”.
- (7) After Schedule 2, paragraph 11 (excluded tenancies) insert—
- “**11A.** This paragraph applies to a shared ownership tenancy.”.
- (8) Paragraph (6) shall apply only to decisions notified by the relevant authority to the person affected on or after 1st October 2007.