

# STATUTORY INSTRUMENTS.

S.I. No. 84 of 2011

SOCIAL HOUSING ASSESSMENT REGULATIONS 2011

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### SOCIAL HOUSING ASSESSMENT REGULATIONS 2011

I, MICHAEL FINNERAN, Minister of State at the Department of the Environment, Heritage and Local Government, in exercise of the powers conferred on me by sections 3, 20 and 32 of the Housing (Miscellaneous Provisions) Act 2009 (No. 22 of 2009) and the Environment, Heritage and Local Government (Delegation of Ministerial Functions) Order 2011 (S.I. No. 65 of 2011), hereby make the following regulations:

#### Part 1

#### PRELIMINARY AND GENERAL

### Citation

1. These Regulations may be cited as the Social Housing Assessment Regulations 2011

# Commencement

2. These Regulations come into operation on 1 April 2011.

# Interpretation

3. (1) In these Regulations-

"alternative accommodation" means, in respect of a household applying for social housing support, accommodation other than the accommodation currently occupied by the household and, in cases where one or more than one household member is currently living apart from the household, includes the accommodation currently occupied by such member or members;

"application area" means the functional area of one or more than one housing authority in which a household may, in accordance with Regulations 8 and 9, specify areas of choice for the receipt of social housing support

"area of choice" means an area determined by a housing authority in which a household, in accordance with Regulations 8 and 9, may specify that it wishes to receive social housing support;

"functional area" shall be construed within the meaning of section 23(2) of the Act of 1992;

"housing authority of application" means the housing authority to which a household, in accordance with Regulation 5, applies for social housing support;

"PPS Number", in relation to a person, means the person's Personal Public Service Number within the meaning of section 262 of the Act of 2005;

Notice of the making of this Statutory Instrument was published in "Iris Oifigiúil" of 1st March, 2011.

"qualified household" means a household that is determined by a housing authority to be qualified for social housing support;

"relative" refers to a person who is not a member of the household applying for social housing support and means, as regards a member of such a household, a parent, adult child or sibling and may include another relative, such as a stepparent, grandparent, grandchild, aunt or uncle, who has close links with the household member in the form of commitment or dependence;

"the Act of 1966" means the Housing Act 1966 (No. 21 of 1966);

"the Act of 2001" means the Local Government Act 2001 (No. 37 of 2001);

"the Act of 2005" means the Social Welfare Consolidation Act 2005 (No. 26 of 2005); and

"the Act of 2009" means the Housing (Miscellaneous Provisions) Act 2009 (No. 22 of 2009).

- (2) (a) References in these Regulations to a city, county, or town shall be construed in accordance with section 10 of the Act of 2001.
  - (b) References in these Regulations to a city council, a county council or a town council shall be construed in accordance with section 11 of the Act of 2001.

#### Part 2

#### APPLICATION FOR SOCIAL HOUSING SUPPORT

### Application form

- 4. (1) A housing authority may require a household to complete an application in the prescribed form in order to be assessed for social housing support where:
  - (a) the authority is considering carrying out a social housing assessment in respect of the household under Regulation 13, or
  - (b) the household was included in the most recent assessment of housing need made under section 9(2) of the Housing Act 1988 (No. 28 of 1988) and the authority proposes to review its qualification for social housing support.
- (2) In all cases other than those referred to in paragraph (1), a household seeking social housing support shall complete an application in the prescribed form.

# Housing authority of application

5. A household may apply for social housing support to one housing authority only (the "housing authority of application"), which authority shall be either—

- (a) the housing authority for the functional area in which the household normally resides, or
- (b) the housing authority for the functional area with which the household has a local connection, or
- (c) the housing authority that agrees, at its discretion, to conduct a social housing assessment in respect of that household on receipt of an application from the household.

Local connection with the functional area of a housing authority

- 6. A housing authority of application shall, in determining if a household has a local connection with its functional area, have regard to whether:
  - (a) a household member resided for a continuous 5-year period at any time in the area concerned, or
  - (b) the place of employment of a household member is in the area concerned or is located within 15 kilometres of the area, or
  - (c) a household member is in full-time education in any university, college, school or other educational establishment in the area concerned, or
  - (d) a household member with an enduring physical, sensory, mental health or intellectual impairment is attending a medical or residential establishment in the area concerned that has facilities or services specifically related to such impairment, or
  - (e) a relative of a household member resides in the area concerned and has resided there for a minimum period of 2 years.

Areas of choice

- 7. (1) For the purposes of enabling households to specify areas of choice, a housing authority may divide its functional area into 2 or more than 2 areas of choice.
- (2) Where the functional area of a housing authority is not divided into areas of choice, such functional area shall be deemed to be a single area of choice for the purposes of these Regulations.
- 8. (1) A household applying for social housing support shall specify one area of choice in the functional area of the housing authority of application and may, in accordance with paragraph (2), specify one or 2 other areas of choice.
  - (2) (a) In the case of an application under Regulation 5(a) or (b)-
    - (i) where the housing authority of application is Dublin City Council or one of the county councils of Dun Laoghaire-Rathdown, Fingal or South Dublin, any other area of choice specified by the

household shall be in the functional areas of those housing authorities,

- (ii) where the housing authority of application is a county council or town council in the counties of North Tipperary or South Tipperary, any other area of choice specified by the household shall be in the functional areas of the housing authorities in those counties.
- (iii) where the housing authority of application is a county council or town council other than those referred to in subparagraphs (i) and (ii), any other area of choice specified by the household shall be in the functional areas of the housing authorities in the county concerned, and
- (iv) where the housing authority of application is a city council other than Dublin City Council, any other area of choice specified by the household shall be in the functional area of the housing authority of application.
- (b) In the case of an application under Regulation 5(c), any other area of choice specified by the household shall be in the functional area of the housing authority of application.
- 9. (1) Subject to paragraph (2), a qualified household may notify the housing authority of application that it wishes to change one or more than one area of choice in the application area.
- (2) A change in an area of choice under paragraph (1) shall comply with the following conditions:
  - (a) the household may not change an area of choice within the period of 12 months following notification of that area of choice to the housing authority of application,
  - (b) where a household notifies the housing authority of application that it no longer wishes to receive social housing support in an area of choice that it previously specified, the household may not, within the period of 12 months following such notification, change its preferences so as to specify that area of choice again, and
  - (c) the total number of areas of choice specified by the household at any time shall not exceed 3.
- (3) Where a qualified household changes its areas of choice to specify an area of choice in the functional area of a housing authority in the application area in which it was not, immediately prior to the change, recorded as qualified for social housing support, the date of entry of the household on that housing authority's record of qualified households shall be the date on which the housing authority of application receives notice of the change in the area of choice.

- (4) A qualified household that applied for social housing support-
  - (a) under Regulation 5(a) or (b), to one of the city councils of Cork, Galway, Limerick or Waterford, or
  - (b) under Regulation 5(c),

shall be deemed to have withdrawn its application where the household notifies the housing authority of application that it no longer wishes to receive such support in its functional area.

(5) Where a qualified household that applied for social housing support under Regulation 5(a) or (b) to a housing authority other than the city council of Cork, Galway, Limerick or Waterford no longer wishes to receive social housing support in the functional area of the housing authority of application, the household may qualify, or continue to be qualified, for social housing support in the functional area of another housing authority in the application area, provided that, at the time the housing authority of application receives notice of the change in the household's wishes, the household is normally resident in, or has a local connection with, the functional area of a housing authority in the application area.

### Part 3

#### CONDUCT OF SOCIAL HOUSING ASSESSMENT

Scope of assessment

- 10. Where a household seeking social housing support specifies, in accordance with Regulation 8 or 9, an area of choice in the functional area of a housing authority other than the housing authority of application, the social housing assessment carried out by the housing authority of application shall include a determination of the household's qualification for social housing support in such functional area.
- 11. (1) Subject to paragraph (2), a household shall, within 4 weeks of being requested to do so by the housing authority of application, provide to the authority such additional information, including documents and other particulars, sought by the authority for the purpose of verifying information relating to an application for social housing support.
- (2) Where requested by the household for stated reasons, the housing authority of application may agree to an extension of the period of 4 weeks referred to in paragraph (1) for providing the additional information requested under the said paragraph.
- 12. (1) Subject to proper completion of the application form by the household and to paragraph (2), the housing authority of application shall deal with the application within a period of 12 weeks of receipt or, where the authority has requested additional information for the purpose of verifying information relating to the application, within 6 weeks of the receipt of such additional information.

- (2) Subject to paragraph (4), where the housing authority of application is unable to deal with an application within the relevant period specified in paragraph (1), the authority shall, before the expiration of the period concerned, notify the household accordingly, specifying the reason therefor and the further period within which the authority expects to deal with the application.
- (3) Subject to paragraph (4), a housing authority of application may, where necessary and for stated reasons, extend the further period referred to in paragraph (2) and shall notify the household accordingly.
- (4) Any extension to a period granted by a housing authority under paragraph (2) or (3) shall expire on or before the effluxion of 14 weeks following the expiry of the relevant period referred to in paragraph (1).

# Rent supplement

- 13. A housing authority may carry out a social housing assessment where a household has been in receipt of a supplement under section 198(3) of the Act of 2005 towards the amount payable by the household in respect of the household's residence for a continuous period of—
  - (a) 18 months or more, or
  - (b) such lesser period as the authority considers appropriate, having regard to the number of qualified households and the availability of social housing support in its functional area.

# Sequencing of assessment

14. In carrying out a social housing assessment, the housing authority of application shall, in the first instance, assess the household's eligibility for social housing support and if the authority determines that the household is not eligible for such support, the authority shall not proceed to assess the household's need for such support.

# Notification of determination of household's qualification for support

- 15. (1) On determining a household's qualification for social housing support, the housing authority of application shall forthwith notify the household concerned and, where the household is not so qualified, shall set out the reason therefor.
- (2) Where the housing authority of application determines that a household is qualified for social housing support, that authority shall, within 4 weeks, notify its determination to the housing authority for any other functional area to which the determination applies.

# Date of entry on record of qualified households

16. A household shall be deemed to be entered on a housing authority's record of qualified households on the date that the housing authority of application determines that the household is qualified for social housing support, except that-

- (a) where the housing authority of application did not seek additional information from the household under Regulation 11 and did not determine the household's qualification for social housing support within the period of 12 weeks from the date of receipt of a properly completed application form, the household shall be deemed to be entered on an authority's record of qualified households on the date of expiry of the said period of 12 weeks, or
- (b) where the housing authority of application sought additional information from the household under Regulation 11 and did not determine the household's qualification for social housing support within the period of 6 weeks from the date of receipt of such additional information, the household shall be deemed to be entered on an authority's record of qualified households on the date of expiry of the said period of 6 weeks.

#### Part 4

#### ELIGIBILITY FOR SOCIAL HOUSING SUPPORT

### Calculation of income

17. A household's income shall be calculated for the purposes of these Regulations in accordance with written guidance issued by the Minister to housing authorities (in these Regulations referred to as a "household means policy").

#### Income limits

- 18. A household with an income in excess of the income threshold set by a housing authority shall be ineligible for social housing support in the functional area of that authority.
- 19. (1) A maximum income threshold of €30,000 applies to a household comprising one person that is seeking social housing support in the functional area of a housing authority specified in the Table to this Regulation.
- (2) The maximum income threshold specified in paragraph (1) may be increased by—
  - (a) 5% in respect of each additional household member aged 18 years or more, subject to a maximum increase of 10% under this subparagraph, and
  - (b) 2.5% in respect of each household member aged less than 18 years, subject to a maximum increase of 10% under this subparagraph.
- (3) Each housing authority specified in the Table to this Regulation shall set the maximum income threshold calculated in accordance with paragraphs (1) and (2) as its income threshold, except where such authority, having regard to the market rent in respect of, and the average purchase prices for, dwellings in its administrative area, decides to set a lower income threshold for a household comprising one person, in which case the authority shall adjust such threshold

for households comprising more than one person in accordance with paragraph (2).

**TABLE** 

<b>County Councils</b>	City Councils	Town Councils
Dún Laoghaire-Rathdown	Cork	Athy
Fingal	Dublin	Kells
Kildare	Galway	Naas
Meath		Navan
South Dublin		Trim

- 20. (1) A maximum income threshold of €25,000 applies to a household comprising one person that is seeking social housing support in the functional area of a housing authority specified in the Table to this Regulation.
- (2) The maximum income threshold specified in paragraph (1) may be increased by either or both—
  - (a) 5% in respect of each additional household member aged 18 years or more, subject to a maximum increase of 10% under this subparagraph, and
  - (b) 2.5% in respect of each household member aged less than 18 years, subject to a maximum increase of 10% under this subparagraph.
- (3) Each housing authority specified in the Table to this Regulation shall set the maximum income threshold calculated in accordance with paragraphs (1) and (2) as its income threshold, except where such authority, having regard to the market rent in respect of, and the average purchase prices for, dwellings in its administrative area, decides to set a lower income threshold for a household comprising one person, in which case the authority shall adjust such threshold for households comprising more than one person in accordance with paragraph (2).

**TABLE** 

<b>County Councils</b>	City Councils	Borough or Town Councils
Cork	Limerick	Clonakilty
Kerry	Waterford	Cobh
Kilkenny		Drogheda
Limerick		Dundalk
Louth		Enniscorthy
Wexford		Fermoy
		Kilkenny
		Killarney
		Kinsale

<b>County Councils</b>	City Councils	Borough or Town Councils
		Listowel
		Macroom
		Mallow
		Midleton
		New Ross
		Skibbereen
		Tralee
		Wexford
		Youghal

- 21. (1) A maximum income threshold of €20,000 applies to a household comprising one person that is seeking social housing support in the functional area of a housing authority other than those specified in the Tables to Regulations 19 and 20.
- (2) The maximum income threshold specified in paragraph (1) may be increased by either or both—
  - (a) 5% in respect of each additional household member aged 18 years or more, subject to a maximum increase of 10% under this subparagraph, and
  - (b) 2.5% in respect of each household member aged less than 18 years, subject to a maximum increase of 10% under this subparagraph.
- (3) Each housing authority referred to in paragraph (1) shall set the maximum income threshold calculated in accordance with paragraphs (1) and (2) as its income threshold, except where such authority, having regard to the market rent in respect of, and the average purchase prices for, dwellings in its administrative area, decides to set a lower income threshold for a household comprising one person, in which case the authority shall adjust such threshold for households comprising more than one person in accordance with paragraph (2).

### Alternative accommodation

- 22. (1) A household shall be ineligible for social housing support if it has alternative accommodation that the household could reasonably be expected to use to meet its housing need, either by occupying it or by selling the accommodation and using the proceeds to secure suitable accommodation suitable for the household's adequate housing.
- (2) A household shall be deemed to have alternative accommodation of the type referred to in paragraph (1), if the accommodation is owned by a household member and—
  - (a) such accommodation is vacant, or

- (b) if such accommodation is let, the tenancy may be terminated on the grounds specified in paragraphs 3 or 4 of the Table to section 34 of the Residential Tenancies Act 2004 (No. 27 of 2004), or
- (c) such accommodation is occupied by a person other than a person—
  - (i) whose marriage to a household member has been dissolved,
  - (ii) who is married to a household member but who is separated from him or her under an order of a court of competent jurisdiction or by a deed of separation, or
  - (iii) whose civil partnership, within the meaning of the Civil Partnership and Certain Rights and Obligations of Cohabitants Act 2010 (No. 24 of 2010), or whose legal relationship of a kind referred to in section 3(b) of the said Act, with a household member has been dissolved.
- (3) In determining whether alternative accommodation would meet a household's housing need, if the household were to occupy it, the housing authority of application shall have regard to the matters referred to in paragraphs (b) to (d) of Regulation 23 in respect of that accommodation.

#### Part 5

#### NEED FOR SOCIAL HOUSING SUPPORT

# Housing need criteria

- 23. In determining a household's need for social housing support, the housing authority of application shall have regard to the following matters relating to the household's current accommodation—
  - (a) whether it is an institution, emergency accommodation or a hostel,
  - (b) whether it is overcrowded within the meaning of section 63 of the Act of 1966,
  - (c) its fitness for human habitation, having regard to the matters set out in the Second Schedule to the Act of 1966,
  - (d) the extent to which it meets any accommodation requirement arising from the enduring physical, sensory, mental health or intellectual impairment of a household member
  - (e) where it is shared with another household, whether the household that has applied for social housing support has a reasonable requirement for separate accommodation, and
  - (f) whether it is unsuitable for the household's adequate housing—
    - (i) in any other material respect, having regard to particular household circumstances, or

(ii) on exceptional medical or compassionate grounds.

#### Part 6

#### CONSIDERATIONS RELATING TO PROVISION OF SOCIAL HOUSING SUPPORT

### Classification of accommodation need and requirements

- 24. For the purposes of determining the form of social housing support appropriate for a qualified household, a housing authority of application shall, in its record of qualified households—
  - (a) classify the household's accommodation need by reference to the following matters:
    - (i) the total number of persons in the household, and
    - (ii) the total number of persons of each gender in the household aged 18 years of more, the total number of persons of each gender aged less than 18 years and their inter-relationships;
  - (b) classify any specific accommodation requirements of the household by reference to whether one, or more than one household member—
    - (i) is aged 65 years or more,
    - (ii) is a traveller within the meaning of section 2 of the Housing (Traveller Accommodation) Act (No. 33 of 1998),
    - (iii) is homeless within the meaning of section 2 of the Act of 1988, or
    - (iv) has an enduring physical, sensory, mental health or intellectual impairment; and
  - (c) specify any specific accommodation requirement of the household, other than those classified under subparagraph (b)(iv), that arises from exceptional medical grounds for the determination that the household is qualified for social housing support.

# Support previously provided

- 25. In making a determination as to the most appropriate form of social housing support for a qualified household, a housing authority shall not consider the provision of the social housing supports referred to in paragraphs (a), (c) and (d) of section 19(2) of the Act of 2009 where a household member—
  - (a) damaged a dwelling or site previously provided by any housing authority and neither repaired the property nor paid for the cost of repairing the property,
  - (b) was previously a tenant of a dwelling or site provided by a housing authority and either or both-

- (i) incurred arrears of rent for an accumulated period of 12 weeks or more in any period of 3 years as such tenant, which arrears have not been paid and the household member concerned has not entered into an arrangement with the housing authority for the payment of such moneys, and
- (ii) breached the terms of the tenancy agreement, in consequence of which the housing authority terminated the tenancy.

#### Part 7

#### UPDATE AND REVIEW OF SOCIAL HOUSING ASSESSMENTS

### Update of assessment record

- 26. Where a housing authority of application becomes aware of changes in household circumstances or of other information relevant to the social housing assessment carried out in respect of a qualified household, the authority shall
  - (a) update its records of the assessment and qualified households accordingly, and
  - (b) notify the housing authority for any other functional area to which the assessment relates of the update, which authority shall update its records of the assessment and qualified households accordingly.

### Review of assessment

- 27. (1) A review of a social housing assessment by a housing authority shall involve a fresh determination of whether the household concerned qualifies for social housing support and, where the assessment applied to the functional area of more than one housing authority, the fresh determination shall apply to each such functional area.
- (2) A housing authority shall have the same powers in reviewing a social housing assessment as a housing authority of application has in carrying out a social housing assessment.
- (3) For the avoidance of doubt, in order for a household to qualify for social housing support on review of a social housing assessment, the housing authority carrying out the review must be satisfied that the household fulfils the requirements of Regulations 5 to 9.

#### Discretion to review an assessment

- 28. A housing authority of application may—
  - (a) where it becomes aware of changes in household circumstances or of other information relevant to the social housing assessment carried out in respect of a qualified household, or
  - (b) whenever it considers it appropriate,

review the social housing assessment carried out in respect of the household.

Requirement to review an assessment

29. Where a housing authority is considering the provision, or the facilitation of the provision, of social housing support to a qualified household, the authority shall review the social housing assessment carried out in respect of that household.

Notification where household no longer qualifies for support

30. Where a housing authority reviews the social housing assessment of a qualified household and determines that the household is no longer qualified for social housing support, the authority shall forthwith notify the household and the housing authority for any other functional area to which the determination applies, setting out the reason therefor.

### **SCHEDULE**

(Regulation 4)

# APPLICATION FORM FOR SOCIAL HOUSING SUPPORT

#### APPLICATION TO [i] FOR SOCIAL HOUSING SUPPORT

# IMPORTANT PLEASE READ THE FOLLOWING INFORMATION CAREFULLY

- If you are unsure about how to answer any of the questions in this application form, please ask an
  officer in the Housing Section of your Local Authority or your local Citizen's Information Centre to
  help you.
- When filling out this form please make sure to write clearly so that your application can be processed as quickly as possible.
- Make sure you have answered all of the questions fully where these are relevant to you. If you do not
  fully answer all the questions relevant to you, you might not get the correct priority for housing or else
  we may have to return the form to you and it would delay your application. Only fully completed
  applications will be processed.
- 4. This application cannot be completed without PPS Numbers for all members of the household included on the application form. If you are not aware of the PPS Numbers for any children for whom accommodation is sought, they can be obtained by contacting your local Social Welfare Local Office either by telephone or in person. Please note that you will need to have your own PPS Number to hand.
- You must supply the relevant supporting documentation so that your application can be processed.
   Please use the checklist provided to make sure you have included everything which is needed to consider your application.
- 6. This application cannot be completed without documentary evidence of income details given in this application. In the case of applicants who are employed or self-employed, this can be in the form of a P60 for the previous tax year, a minimum of four out of the last six payslips or a minimum of 2 years accounts. Where applicants are in receipt of a social welfare payment, a statement from the Department of Social Protection is required. Please ask your housing authority which form of evidence they require.
- 7. The housing authority may request and obtain information from another housing authority, the Criminal Assets Bureau, An Garda Siochána, the Minister for Social Protection, the Health Service Executive [HSE], or an approved housing body in relation to occupants or prospective occupants of, or applicants for, local authority housing, and any other person the authority considers may be engaged in anti-social behaviour.
- Any change in the details given, particularly any change of address or income, should be notified to the housing authority immediately so that your record can be updated.
- Please ensure that you have supplied all the relevant information and supporting documentation to
  process your application. However, be advised that the housing authority may ask for further
  supporting documentation at a later stage.

# IMPORTANT

#### PLEASE READ THE FOLLOWING INFORMATION CAREFULLY

- 10. You may apply for social housing support to one housing authority only. This authority may be
  - . The housing authority for the area where your household normally resides, or
  - . The housing authority for the area with which your household has a local connection, or
  - The housing authority that agrees, at its discretion, to assess your household for social housing support if you apply to it.
- 11. In determining if a household has a local connection to its area, the housing authority shall have regard to whether:
  - a member of your household has resided for a continuous 5-year period at any time in the area concerned; or
  - The place of employment of any household member is in the area concerned or is located within 15 kilometres of the area; or
  - A household member is in full-time education in any university, college, school or other education establishment in the area concerned; or
  - Any household member with an enduring physical, sensory, mental health or intellectual
    impairment is attending an educational or medical establishment in the area concerned that
    has facilities or services specifically related to such impairment, or
  - A relative of any household member lives in the area concerned and has lived there for a minimum period of 2 years.
- You should mark 'Not applicable' or '[N/A]' on sections which are not applicable to you or your household.

#### FALSE OR MISLEADING INFORMATION MAY RESULT IN PROSECUTION.

IF YOU REQUIRE ANY FU	RTHER DETAILS PLEASE CON	TACT YOUR LOCAL HOUSING OFFICE
Council Offices:	[ii]	Tel:
		Tel:
		Tel-

#### APPLICATION FOR SOCIAL HOUSING SUPPORT

#### CHECKLIST FOR APPLICANTS

Applicants are strongly advised to submit their applications in person at this office as posted applications are frequently not completed correctly and have to be returned.

Please ensure that your application includes the following original documentation [an official translation into

Irish or English is required, where appropriate]: Fully completed application form [including signed declarations] Photographic identification [current passport or Irish driving licence] Birth certificates for all household members PPS Numbers for all household members Marriage certificates for all applicants, where applicable Proof of current address [utility bill, lease or rental statement] - for both spouse/partner, where applicable Proof of citizenship or leave to remain in Ireland [Where applicable, evidence of having a Stamp 4 Immigration Stamp Endorsement on a passport for a period of 5 years should be provided.] Evidence of income [please arrange to have the attached Certificate of Income completed] Employed an up-to-date P60 and/or a minimum of 4 out of the last 6 payslips (i) a minimum of 2 years accounts with an Auditor's Report, or (ii) an Auditor's Report along with an up-to-date tax balancing statement and preliminary tax receipt Social Welfare Income - A recent statement from the Department of Social Protection of all social insurance benefits and social assistance payments, allowances and pensions that household members are receiving Copy of separation/divorce agreement for both applicants, where applicable The agreement must identify The extent of maintenance being received or paid by the applicant The circumstances under which the maintenance payments can cease That no onerous conditions exist] If there is no agreement, a letter from the applicant's solicitor must be included with the application The letter should confirm That there is no formal separation agreement That there are no court proceedings pending under the family law legislation The position in relation to maintenance and other payments] If you pay or receive maintenance, evidence of payments for previous 12 months, without interruption HPL1 form from the Revenue Commissioners If you or any member of your household previously owned land/property, documentation/affidavit should be provided as to how the proceeds from the sale of the land/property were disposed of If you are not resident in the local authority area where you are seeking housing support, please provide evidence of your local connection with that area

# APPLICATION FOR SOCIAL HOUSING SUPPORT

# CHECKLIST FOR APPLICANTS [Continued]

Applicants are strongly advised to submit their applications in person at this office as posted applications are frequently not completed correctly and have to be returned.

Please ensure that your application includes the following original documentation [an official translation into Irish or English is required, where appropriate]:

If you or any member of your household was previously a local authority tenant, please provide a letter from the local authority where you or the household member resided setting out details in relation to the previous tenancy. This letter should include term of tenancy, reason for leaving, arrears, etc.

If you wish to apply for a single rural house or demountable dwelling, please include necessary accompanying documentation

If applying for support on the basis of medical grounds, please enclose

Consultant's certificate specifying the nature of the medical condition or disability and noting whether the condition is degenerative

Occupational therapist's report in respect of any specific accommodation requirements

Housing Authority Reference No.:	
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Please answer ALL questions and place a tick (<) in the boxes provided. Please use BLOCK LETTERS.

PLEASE STATE:	APPLICANT	APPLICANT 2: SPOUSE/PARTNER
P.P.S. Number	Figures Letters	Pigures Letter
First name(s)		
Surname		
Birth surname [if different]		
Current address		
How long have you lived at this address?	Years Months	Years Months
Mother's birth surname		
Telephone/Mobile No.		
Date of Birth [dd/mm/yy]		
[Attach birth certificates]		
Gender	Male Female	Male Femal
Social Security No. [if applicable] with country it applies to		
E-mail address		Please state relationship of Applicant 2
If you wish to reco	eive information by e-mail, please tick	to Applicant.
ART 2 - NATIONALITY DE	TAILS	
	e following in respect of yourself and App	olicant 2: spouse/partner (if applicabl
Please complete the		
	APPLICANT	APPLICANT 2: SPOUSE/PARTNER
PLEASE STATE:		APPLICANT 2: SPOUSE/PARTNER
PLEASE STATE: ace and/or Country of Birth		APPLICANT 2: SPOUSE/PARTNER
PLEASE STATE: ace and/or Country of Birth Usual language spoken	APPLICANT	
PLEASE STATE: ace and/or Country of Birth		APPLICANT 2: SPOUSE/PARTNER  Irish Other EEA <sup>1</sup> Non-EEA
PLEASE STATE: ace and/or Country of Birth Usual language spoken  Citizenship status	APPLICANT	
PLEASE STATE: ace and/or Country of Birth  Usual language spoken  Citizenship status [attach proof of citizenship]	APPLICANT	

<sup>&</sup>lt;sup>1</sup> Tick this box if you are a citizen of an EU member state, Iceland, Liechtenstein, Norway or Switzerland. The following countries are EU member states: Austria, Belgium, Bulgaria, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Republic of Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, the Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden and the United Kingdom.

	APPLICANT		APPLICANT 2: SPO	USE/PARTNER
Are you?	Single	Widowed	Single	Widowed
	Married	Divorced	Married	Divorced
	Civil Partner	Separated	Civil Partner	Separated
	Cohabiting	Legally Separated	Cohabiting	Legally Separated
	Other	separated	Other	зершиец
Date of Marriage [dd/mm/yy] [attach marriage certificate]	/_		_ /_	_/
TA DANGE OF THE PARTY OF	· · · · · · · · · · · · · · · · · · ·			
RT 4 - EMPLOYMENT DE Please complete th		ct of yourself and Ap	plicant 2: spouse/par	tner (if applicabl
	APPLICANT		SPOUSE/PARTNE	R
Employment Status	Employed [Full	-Time or Part-Time]	Employed [Ful	l-Time or Part-Time
	Self-Employed		Self-Employed	
	Employed in B	ack to Work/FAS	Employed in B	lack to Work/FAS
	Scheme		Scheme	
	Unemployed (re community/we		Unemployed [r community/w	eceiving social elfare benefit]
	Pensioner/Reti	red	Pensioner/Ret	ired
	Lone Parent su	pport only	Lone Parent so	apport only
	Homemaker [n	o income]	Homemaker [n	o income]
	Student		Student	
	Other		Other	
ployer's name [in the case of self- employed, give company name]				
Address of employer				
in the case of self-employed, please give company address				
Occupation				
Occupation  Employment status [e.g. ermanent: full-time/part-time]				

SE STATE GROSS WEEKLY IN source of income should be s		tion i.e. social welfare cert, P60, payslips]
	APPLICANT	APPLICANT 2: SPOUSE/PARTNER
Employment	e	c
Self-Employment	e	e
Social Welfare - Payment Type(s)		
- social welfare [Total]	e	e
Maintenance received [if applicable]	e	c
Other income sources	e	e
Please specify		
<b>Weekly Deductions</b>		
PAYE	E	e
PRSI	e	E
Universal Social Charge	E	E
Other [e.g. maintenance payments]	e	e

OTHER HOUSEHOLD MEM						
P.P.S. Number	Figures	Letters	Gender		Male	Female
					Janearo .	T connec
first name(s)			Marital status			
Surname			Mother's birth su	irname		
Birth surname (if different)			Relationship with	n applicant		
Date of Birth [dd/mm/yy]	/	/	Citizenship	Irish	Other EEA	Non-EEA
Attach birth certificate			1 2 7722			
Country of Birth			Basis of Stay	Refugee	Leave to remain in Ireland	Subsidiary Protection Status
s the household member a d	lependant?	Yes No	Is the household	member a join	t applicant?	Yes No
EMPLOYMENT STATUS						
Employed [full-time or	r part-time		receiving social comr	nunity/ [ ]	Homemaker [no i	ncome[
Salf Employed	10	welfare benef Pensioner/Re			Student / Child	
Self-Employed				Ш.	Student/Child	
Employed in Back to Scheme	Work/FAS	Lone Parent	support only			
Other, please specify:						
Weekly Income €						
			MBERS SEEKING t 2: Spouse/Part		ODATION	
[i.e. exclud	ing Applicant		t 2: Spouse/Part		ODATION Male	Female
[i.e. exclude other household memory. P.P.S. Number	ing Applicant	and Applican	t 2: Spouse/Part			Female
[i.e. exclud OTHER HOUSEHOLD MEM! P.P.S. Number First name(s)	ing Applicant	and Applican	t 2: Spouse/Part	ner]		Female
[i.e. exclud OTHER HOUSEHOLD MEMI P.P.S. Number First name(s)	ing Applicant	and Applican	Gender  Marital status	rname		Female
[i.e. exclude DTHER HOUSEHOLD MEMI P.P.S. Number Pirst name(s) Surname Birth surname (if different) Date of Birth [dd/mm/yy]	ing Applicant	and Applican	Gender  Marital status  Mother's birth sa	rname		
[i.e. exclude DTHER HOUSEHOLD MEMI P.P.S. Number Pirst name(s) Surname Birth surname (if different) Date of Birth [dd/mm/yy] Attach birth certificate]	ing Applicant	and Applican	Gender Marital status Mother's birth sa	irname [	Male Other EEA Leave to remain in	Non-EEA Subsidiar Protection
[Le. exclude DTHER HOUSEHOLD MEM! P.P.S. Number First name(s) Surname Birth surname (if different) Date of Birth [dd/mm/yy] Attach birth certificate] Country of Birth	ing Applicant BER 2 Figures	and Applican	Gender  Marital status  Mother's birth sa  Relationship with  Citizenship  Basis of Stay	arname applicant Irish Refugee	Other EEA Leave to remain in Ireland	Non-EEA Subsidiar
[i.e. exclude DTHER HOUSEHOLD MEMI P.P.S. Number Pirst name(s) Surname Birth surname (if different) Date of Birth [dd/mm/yy] Attach birth certificate] Country of Birth	ing Applicant BER 2 Figures	Letters	Gender Marital status Mother's birth sa Relationship with	arname applicant Irish Refugee	Other EEA Leave to remain in Ireland	Non-EEA Subsidiar Protection Status
[i.e. exclude DTHER HOUSEHOLD MEMI P.P.S. Number Pirst name(s) Surname Birth surname (if different) Date of Birth [dd/mm/yy] Attach birth certificate] Country of Birth	ling Applicant BER 2 Figures lependant?	Letters  Letters  Yes No	Gender  Marital status  Mother's birth sa  Relationship with  Citizenship  Basis of Stay	arname a point Refugee	Other EEA Leave to remain in Ireland	Non-EEA Subsidiar Protection Status Yes No
[Le. exclude DTHER HOUSEHOLD MEM! P.P.S. Number First name(s) Surname Sirth surname (if different) Date of Birth [dd/mm/yy] Attach birth certificate] Country of Birth a the household member a comployment status Employed [full-time or	ling Applicant BER 2 Figures lependant?	Yes No Unemployed welfare benef	Gender  Marital status  Mother's birth sa  Relationship with Citizenship  Basis of Stay  Is the household	mame a join/	Other EEA Leave to remain in Ireland t applicant?	Non-EEA Subsidiar Protection Status Yes No
[i.e. exclude DTHER HOUSEHOLD MEM! P.P.S. Number Pirst name(s) Surname Birth surname (if different) Date of Birth [dd/mm/yy] Attach birth certificate] Country of Birth s the household member a comployment STATUS	ling Applicant BER 2 Figures lependant?	Letters  Ves No  Unemployed	Gender  Marital status  Mother's birth sa  Relationship with Citizenship  Basis of Stay  Is the household	mame a join/	Other EEA Leave to remain in Ireland t applicant?	Non-EEA Subsidiar Protection Status Yes No
[Le. exclude DTHER HOUSEHOLD MEM! P.P.S. Number First name(s) Surname Sirth surname (if different) Date of Birth [dd/mm/yy] Attach birth certificate] Country of Birth a the household member a comployment status Employed [full-time or	ing Applicant BER 2 Figures  dependant?	Yes No Unemployed welfare benef	Gender  Marital status  Mother's birth sa  Relationship with Citizenship  Basis of Stay  Is the household  [receiving social commit]	mame a join/	Other EEA Leave to remain in Ireland t applicant?	Non-EEA Subsidiar Protection Status Yes No
[i.e. exclude DTHER HOUSEHOLD MEMI P.P.S. Number  First name(s)  Surname  Birth surname (if different) Date of Birth [dd/mm/yy]  Attach birth certificate]  Country of Birth  is the household member a comployment STATUS  Employed [full-time or Self-Employed]  Employed in Back to the state of the self-Employed in Back to the self-Emplo	ing Applicant BER 2 Figures  dependant?	Yes No Unemployed welfare benef	Gender  Marital status  Mother's birth sa  Relationship with Citizenship  Basis of Stay  Is the household  [receiving social commit]	mame a join/	Other EEA Leave to remain in Ireland t applicant?	Non-EEA Subsidiar Protection Status Yes No

1. Please see footnote 1. on page [insert page number]

PART 7 - APPLICATION FOR ACCOMMODATION ON MEDICAL OR DISABILITY GROUNDS In support of your application on medical grounds, please provide the following details:				
Name[s] of household members with a medical condition or disability.				
The nature of the medical condition or disability and noting whether the condition is degenerative: [Consultant's certificate to be submitted in support of application]				
Where applicable, the type of accommodation [e.g. ground floor], and any specific adaptations required for the medical condition/disability: [Occupational therapist's report to be submitted in support of application]				

PART 8 - BASIS FOR APPLICATION TO[i]
Please indicate the basis for your application to[i] as follows:  [only one box should be ticked]
Household is normally resident in the housing authority area.
OR
Household has a local connection with the housing authority area.
Please specify the nature of the local connection [see point 11 of the Important Information at the beginning of the application form].
OR  The housing authority should consider the application for social housing support for the following reason[s]:

PART 9 - CURRENT	ACCOMMODATION		
What is t	he problem with your curre	nt accommodation?	
Unfit	Overcrowded	Eviction/Notice to Quit	Involuntary sharing facilities
Rent increase	Fire/other damage	Medical grounds	Parent/Family Home [involuntary sharing]
Unable to provide ac	commodation from own resources	Homeless [give details below]	1
Other [give details]			
What type of accomme	odation are you in now? Tick box	and add description.	
House	Mobile Home	Transitional Accommodation	Hospital
Cottage	Maisonette	Tigin	Institution
Apartment	Day House	Bed and Breakfast	Refuge
Flat	Group Housing	Hostel	Prison
Caravan	Halting Bay	Sheltered Accommodation	None/Other
Description, e.g. sen bungalow, etc.	ni detached, detached, terraced		
Kitchen  Central Heating  Nature of Current Ten  Private Household  Owner-oc  With pare  With relat	cupier ents tives/friends	Bathroom Toilet Water supply – HOT  Private Rented Accommodation that you complete the relevant without rent supplem with rent supplement.	ent state amount per week  payment commenced at current n Scheme
		Other, give details	
Rental Information	y	/	-
Tenancy start date, if rer		Weekdy rent	
Are you in arrears of ren  Have you received a notic		state amount of arrears: € please state reason:	
50	name and address of either the lan		-
Landlord's Name		Agent's Name	
Landlord's Address		Agent's Address	

Any other relevant information

ldress N	ature of Tenure	Date at address		Rea	son for leaving
		From	То		
ormation about any local au	thority/approved	body/Rental Accor	mmodation Schem	e [RAS] accommod	ation
ase provide details, including mber under a <b>Rental Accom</b>					
CAL OTHER RECORD	MOST / F. ANI'N THICK	ODWATION.			
(E)		DRMATION APPLICANT		OTHER HOUS	SEHOLD MEMBER
Ot Do you or any member of yo	ther Property our household tial interest in		□ No	OTHER HOUSE	SEHOLD MEMBER
Do you or any member of yourrently own or have a finance property/land in Ireland	ther Property our household tial interest in d or any other	APPLICANT	□ No		
Our Do you or any member of yourrently own or have a finance property/land in Ireland	ther Property our household cial interest in d or any other country? r, is it vacant?	APPLICANT Yes		Yes	□ No
Do you or any member of yourrently own or have a finance property/land in Ireland	ther Property our household ial interest in d or any other country? r, is it vacant? he property or land: our household ial interest in	APPLICANT Yes		Yes	□ No
Do you or any member of yourrently own or have a finance property/land in Ireland  If property  Please state the address of the property of your or any member of your over own or have a finance of the property of your or own or have a finance of your own	ther Property our household ial interest in d or any other country? r, is it vacant? he property or land: our household ial interest in d or any other country?	APPLICANT Yes Yes	□ No	Yes Yes	☐ No
Do you or any member of yourrently own or have a finance property/land in Ireland  If property  Please state the address of the property of you or any member of you ever own or have a finance property/land in Ireland  If Yes', please state the a	ther Property our household ial interest in d or any other country? r, is it vacant? he property or land: our household ial interest in d or any other country?	APPLICANT Yes Yes	□ No	Yes Yes	☐ No
Do you or any member of yourrently own or have a finance property/land in Ireland  If property  Please state the address of the state of your or any member of your ever own or have a finance property/land in Ireland  If Yes', please state the appropriate the state of your own or have a finance property/land in Ireland	ther Property our household ial interest in d or any other country? r, is it vacant? the property or land: our household ial interest in d or any other country? address of the sperty or land:	APPLICANT Yes Yes	□ No	Yes Yes	☐ No
Do you or any member of yourrently own or have a finance property/land in Ireland  If property  Please state the address of the property of you or any member of you ever own or have a finance property/land in Ireland  If Yes', please state the a	ther Property our household ial interest in d or any other country?  the property or land: our household ial interest in d or any other country?  address of the sperty or land: isposal of any	APPLICANT Yes Yes	□ No	Yes Yes	☐ No

ART	12 - PUBLIC ORDER OFFEN	CES AND OTHER INFO	RMATION	
100707000	lic Order Offences		Section 19 - W 11 Sec	- 50 W 95
defe	r the allocation of a dwelling to a	person where the authority	1997, a housing authority may refu y considers that the person is or har not be in the interest of good estate	s been engaged in
	ne 5 year period prior to the date nce under the following statutory		y member of the household been co	nvicted of an
1.	Criminal Justice (Public Order) Section 5: Disorderly conduct Section 6: Threatening, abusi Section 7: Distribution or displ Section 14: Riot Section 15: Violent disorder, or Section 19: Assault or obstruct personnel Yes No	in a public place we or insulting behaviour in ay in a public place of mater	ial which is threatening, abusive, insu	alting or obscene
	If 'Yes', please give details: [including name, address and conviction]	details of		
2.	Sections 3,3A and 4 of the Hou excluding order or interim excl		ions] Act, 1997: subject of an	□ No
	If Yes', please give details: [including name, address and excluding order/interim excludorder]			
3.	Section 117 of the Criminal Ju failure to comply with a behavi		Yes	No No
	If Yes', please give details: [including name, address and conviction]	details of		
4.	Section 257F of the Children A failure to comply with a behavi		Yes	No No
	If 'Yes', please give details: [including name, address and conviction]	details of		
Oth	er Information			10
	e you, or any of the other person local authority dwelling?	s listed on this application	form, ever squatted Yes	No
	es', please state address and s of occupancy	Address:	Period of occupancy: From [dd/mm/yy]: To	o [dd/mm/yy]:
	e you, or any of the other person ted from previous accommodation		form, ever been Yes	☐ No
and [if ye	es', please give details of eviction the reason why it happened: ou need more space, attach ther page]			

PART 13 - HOUSING REQUIREMENT Please indicate type of so		for which you are a	pplying:	
Rented Local Authority Accommodation	Single Rural Dwelling - [see below]		Demountable Dwelling - [see below]	
Rental Accommodation Scheme	Improvement works in lieu of local authority housing		Extension to LA House	
Voluntary/Co-operative Housing	Special Needs Housing		Transfer – include rent account number	
Traveller Halting Site Bay	Traveller Group Housing		Bungalow type accommodation	
Site for Private House				
Single Rural Houses				
Name and Address of Owner of Proposition (incl. townland)  Exact Location of Proposed Site  Demountable Dwelling	osed Site	surdens, financial or provided: Legal evidence of the lands from the Details of all lar documentation confirming that ownership or the the site.  A written declar to the housing and the site of the proposed cottage qualifying for so discretion of the	ransferred must be clear of any rotherwise. The following must be of a right of way for the authority to the nearest public road.  Index in your ownership, including title or a signed affidavit from a solicitor the lands are registered in your le ownership of the person providing ration of intention to transfer the site authority free of charge.  Itance from you [or the owner of the final decision on the location of the le on the lands, subject to you local housing support, is at the sole thousing authority.  In ents, such as site location/layout do by the authority in connection with	
Name and Address of Owner of Propo	osed Site [incl. townland	11		
	]	The following must b	er of site confirming that he/she is a demountable unit to be placed on	
Exact Location		Copy or ance ma	γ.	

listing of areas of cl the form are deeme	noice on the application form is not d to be of equal priority.	following list of areas of choice. Please na priority listing, i.e. all areas of choice spareas of choice for a period of 12 more	pecified or
[iii]	[iv]	[iv]	
[v]			- 25
[v]	[v]	□ [v]	
Please provide any ot	FORMATION  ther information which you might consider, attach another page	[v] er relevant to your application.	
RT 15 - OTHER IN	FORMATION  ther information which you might consider		
RT 15 - OTHER IN	FORMATION  ther information which you might consider		
RT 15 - OTHER IN	FORMATION  ther information which you might consider		
RT 15 - OTHER IN	FORMATION  ther information which you might consider		
RT 15 - OTHER IN	FORMATION  ther information which you might consider		
RT 15 – OTHER IN	FORMATION  ther information which you might consider		

A household applying to

(a) a City Council other than Dublin City Council, or

(b) a housing authority that agrees to consider its application, even though the household is not normally resident in, and has no local connection with, its functional area, may specify areas that are in the functional area of the housing authority of application only.

[iii] [Insert name of housing authority of application]

[iv] [Insert name of one housing authority in the county concerned in which a household may specify an area of choice [Where there are more than two housing authorities in the county concerned, the local authority should expand this table]]. |v| |Insert name of area of choice|

<sup>2</sup> A household applying to Dublin City Council or to a County or Town Council, and which is either normally resident in that authority's functional area or has a local connection with it, must specify at least one area in that functional area in which it would accept an offer of social housing support. Such a household may also specify areas of choice in the functional areas of other housing authorities in the county concerned [including Dublin City Council but not Cork, Galway, Limerick or Waterford City Councils]. In this context, such a household applying to a Tipperary housing authority may specify areas of choice in other housing authority functional areas across the county.

#### APPLICATION FOR SOCIAL HOUSING SUPPORT

#### DECLARATION

Please read this declaration carefully and sign and date it when you are satisfied that you understand it. Please note that an application will only be accepted when this declaration has been signed.

#### Collection and Use of Data

The housing authority will use the data which you have supplied to assess and administer your housing application. Data may be shared with other public bodies for the purpose of the prevention or detection of fraud. The housing authority may, in conjunction with the Department of the Environment, Heritage & Local Government, process this data for research purposes including forward planning in relation to the assessment of housing needs.

The housing authority may, for the purpose of its functions under the Housing Acts of 1966 - 2009, request and obtain information from another housing authority, the Criminal Assets Bureau, An Garda Siochána, The Department for Social Protection, the Health Service Executive [HSE] or an approved housing body, in relation to occupants or prospective occupants of, or applicants for, local authority housing, and any other person the authority considers may be engaged in anti-social behaviour.

#### Declaration

I/We declare that the information and particulars given by me/us on this application are true and

I/we undertake to notify the Housing Authority of any change in my/our household circumstances (e.g. address, household composition, employment, medical conditions etc.)

I/We also authorise the housing authority to make whatever enquiries it considers necessary to verify details of my/our application.

I/We am/are aware that the furnishing of false or misleading information is an offence liable to prosecution.

Signed: [Applicant]	Date: [dd/mm/yy]	
Signed: [Applicant 2:	Date: [dd/mm/yy]	

GIVEN under my hand, 24 February 2011.

# MICHAEL FINNERAN,

Minister of State at the Department of the Environment, Heritage and Local Government.

# **EXPLANATORY NOTE**

(This note is not part of the Instrument and does not purport to be a legal interpretation)

These Regulations prescribe the procedures for households to apply to housing authorities for social housing support and the conduct and review of social housing assessments. Under the Regulations, households will normally apply for support to the housing authority for the area where they live but a household may instead apply to the housing authority for support in an area with which it has a local connection or to any housing authority which agrees to consider its application. The Regulations prescribe 3 bands of maximum household income limits for eligibility for social housing support that will apply in different parts of the country.

The Regulations come into force on 1 April 2011.

# BAILE ÁTHA CLIATH ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR

Le ceannach díreach ón

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