1995 No. 284

HOUSING

The Repairs Grants (Appropriate Percentage) Order (Northern Ireland) 1995

Made . . . . . *18th July 1995*

Coming into operation . . *4th September 1995*

The Department of the Environment, in exercise of the powers conferred on it by Article 74(3) of, and paragraph 4(3) of Schedule 3 to, the Housing (Northern Ireland) Order 1992(**a**) and of every other power enabling it in that behalf and with the approval of the Department of Finance and Personnel hereby makes the following Order:—

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Repairs Grants (Appropriate Percentage) Order (Northern Ireland) 1995 and shall come into operation on 4th September 1995.

(2) In this Order "repairs grant" means a grant payable under Article 74 of the Housing (Northern Ireland) Order 1992.

Application

2.—(1) This Order applies to a repairs grant payable by the Northern Ireland Housing Executive where an application for that grant has been made to it in accordance with Schedule 3 to the Housing (Northern Ireland) Order 1992 on or after the coming into operation of this Order.

(2) For the purposes of this Order an application shall be deemed to be made on the date of issue of a notice issued (in respect of a dwelling house to which the application relates) under the Public Health (Ireland) Act 1878(**b**).

Modification of appropriate percentage

3. Paragraph 4(2) of Schedule 3 to the Housing (Northern Ireland) Order 1992 shall be modified by the substitution of paragraph 4(2)(*d*) with the following—

"(d) in any other case,

(i) 75% where the net annual value is greater than £59 and less than £131;

(ii) 50% where the net annual value is greater than £130 and less

(**a**) S.I. 1992/1725 (N.I. 15); *see* Article 2(2) for the definition of "the Department"
(**b**) 1878 c. 52

than £226; and

(iii) 25% where the net annual value is greater than £225.".

Sealed with the Official Seal of the Department of the Environment on 18th July 1995.

(L.S.) *C. D. Doake*

Assistant Secretary

EXPLANATORY NOTE

(*This note is not part of the Order.*)

Paragraph 4(2) of Schedule 3 to the Housing (Northern Ireland) Order 1992 specifies the "appropriate percentage", which is relevant for determining the repairs grant or maximum amount thereof payable under Article 74 of that Order. Paragraph 4(2)(*a*) to (*c*) specifies the "appropriate percentage" in the following cases:—

(*a*) properties subject to the control of the Rent (Northern Ireland) Order 1978, 90%;

(*b*) 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 relevant works as is not met by the grant, 90%;

(*c*) where the net annual value of the house to which the application relates (other than a house in respect of which a district council has issued a regulated rent certificate under Article 9 of the Rent (Northern Ireland) Order 1978) is less than £60, 100%.

Paragraph 4(2)(*d*) (as originally enacted) specified 75% as the appropriate percentage for cases not falling within paragraph 4(2)(*a*) to (*c*). This Order substitutes a new sliding scale of percentages (75%, 50% and 25% to be determined by reference to the net annual value) for cases not falling within paragraph 4(2)(*a*) to (*c*).