1974. No. 181

RESETTLEMENT SERVICES

Resettlement Grants Order (Northern Ireland) 1974

Made . . . . . *26th July* 1974

Coming into operation . . . *1st September* 1974

To be laid before Parliament under Paragraph 3(3) *of Schedule* 1 *to the Northern Ireland Act* 1974.

The Department of Housing, Local Government and Planning (a) in exercise of the powers conferred on it by Section 2 of the Resettlement Services Act (Northern Ireland) 1971(b) and of every other power enabling it on that behalf and with the approval of the Department of Finance hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Resettlement Grants Order (Northern Ireland) 1974 and shall come into operation on the 1st September 1974.

Revocation

2. The Resettlement Grants Order (Northern Ireland) 1971(c) is hereby revoked.

Interpretation

3. In this Order:—

"the Department" means the Department of Housing, Local Government and Planning;

"the Act" means the Resettlement Services Act (Northern Ireland) 1971;

"house" includes a flat or maisonette;

"the Belfast Urban Area" means the area surrounded by a thick black line on the map sealed by the Department and marked "Resettlement Grants Order (N.I.) 1974 Belfast Urban Area";

"receiving area" means an area surrounded by a black line on any of the five maps sealed by the Department and marked "Resettlement Grants Order (N.I.) 1974" and further marked respectively "Antrim receiving area", "Bangor receiving area", "Carrickfergus receiving area", "Craigavon receiving area" and "Newtownards receiving area" and such areas are so hereinafter referred to.

"the Craigavon marked area" means the area surrounded by a black line on the map sealed by the Department and marked "Resettlement Grants Order (N.I.) 1974" and further marked "Craigavon marked area."

(a) Formerly the Ministry of Development (S.R. & O. (N.I.) 1973, No. 504, Art. 7).
(b) 1971. c. 10 (N.I.).
(c) S.R. & O. (N.I.) 1971, No. 223.

Power to pay grant

4. Subject to the provisions of this Order the Department may pay a grant to a person who has by resettlement—

(*a*) transferred his household to a receiving area; or

(*b*) established his household in the Antrim or Craigavon receiving area.

Eligibility for grant

5. A person shall not be eligible to apply for a grant unless—

(*a*) he has registered with the Development Advice Centre of the Department; and

(*b*) he satisfies the Department that —

(i) he was not unemployed when he resettled in the Antrim or Craigavon receiving area; and

(ii) he has resettled in a receiving area as the tenant or owner of a house having a net annual value not exceeding £45;

and also satisfies the Department that either—

(iii) he was the head of a household occupying a house as tenant or owner in the Belfast Urban Area during the six months prior to resettlement in a receiving area; or

(iv) he was the head of a household occupying a house as tenant or owner in Northern Ireland, elsewhere than in the Craigavon marked area, during the six months prior to resettlement in the Craigavon receiving area; or

(v) he, with his wife, has on resettlement established a household in the Antrim receiving area as tenant or owner of a house and prior to such resettlement he or his wife was resident in the Belfast Urban Area for not less than the six months last past and neither of them was resident in that period in the Antrim receiving area; or

(vi) he, with his wife, has on resettlement established a household in the Craigavon receiving area as tenant or owner of a house and prior to such resettlement he or his wife was resident in Northern Ireland elsewhere than in the Craigavon marked area during the six months prior to resettlement in the Craigavon receiving area.

Restrictions on payment of grant for resettlement in Bangor, Carrickfergus or Newtownards

6. A grant may be paid to a person who has resettled in the Bangor, Carrickfergus or Newtownards receiving areas only if—

(*a*) immediately prior to such resettlement he was—

(i) the tenant or owner-occupier of a house in the Belfast Urban Area who has vacated that house at the request of or on being required to do so by a government department, the Northern Ireland Housing Executive or a statutory authority in the exercise of functions which involve the acquisition, demolition or removal of that house or a prohibition on its use for human habitation; or

(ii) the tenant of a house in the Belfast Urban Area owned by the Northern Ireland Housing Executive; or

(*b*) he satisfies the Department that he is in full-time employment of an employer who has transferred his place of business from the Belfast Urban Area to the Bangor, Carrickfergus or Newtownards receiving area and he—

(i) has resettled not more than six months prior to or within two years after the transfer of the place of business and has been continuously in that employment from a date prior to the transfer; or

(ii) has resettled in the year immediately following the transfer of the place of business for the purpose of taking up full-time employment for the first time in that year in the receiving area with that employer.

Amount of Grant

7.—(1) Subject to Article 10(3) where a person has resettled in either the Bangor, the Carrickfergus or the Newtownards receiving area, the amount of grant payable shall be £120.

(2) Subject to Article 10(3) where a person has resettled in the Antrim or Craigavon receiving area, the amount of grant payable shall be £450. Such sum may be paid at such intervals as may be determined by the Department with the approval of the Department of Finance. If a person who received any part of the grant ceases to reside in the receiving area during the eighteen months following his resettlement or establishment of a household, the Department shall make no further payments under this Order.

(3) Subject to Article 10(3) where a person receives a grant under this Order in circumstances where he resettles as the first owner-occupier of a house in respect of which a grant has been paid under Section 6 of the Housing (No. 2) Act (Northern Ireland) 1946(**d**), the grant under this Order shall be increased by £50.

Additional payment towards expenses of owner-occupiers

8. Where a person receives a grant under this Order for resettling in the Antrim or Craigavon receiving area as the owner-occupier of a house the Department may pay three-quarters of the expenses reasonably incurred by him in the acquisition of the house in the receiving area subject to a maximum payment of £145, or three-quarters of the expenses incurred by him in the disposal of a house previously owned and occupied by him and the acquisition of his house in the receiving area subject to a maximum payment of £240.

Travelling expenses

9. Where a person receives a grant under this Order for resettling in the Antrim or Craigavon receiving area and at the date of resettlement is in full-time employment in the Belfast Urban Area the Department may pay him 40 new pence for each day, subject to a limit of two pounds for each week, in which he travels from the receiving area to his place of work in the Belfast Urban Area for a period of one year from the date of resettlement.

Prevention of duplication of payments

10.—(1) A person who resettles in a receiving area and has received or is entitled to receive assistance under the Employment and Training Act (Northern Ireland) 1950(**e**) in respect of that resettlement shall not receive any payment under this Order for the same resettlement.

(**d**) 1946. c. 20. (**e**) 1950. c. 29.

(2) A person who has been refused assistance under the Employment and Training Act (Northern Ireland) 1950 in respect of resettlment or a proposed resettlement in the Antrim or Craigavon receiving area shall not receive any payment under this Order for the same resettlement.

(3) The amount of grant payable under this Order together with any sums payable under Article 30, 32(7) or 37 of the Land Acquisition and Compensation (Northern Ireland) Order 1973(f) in connection with the same resettlement shall not exceed £450 or, in case of a person entitled to an additional £50 under Article 7(3), £500.

(4) If two or more persons apply for payment of grant in respect of the resettlement of the same household in a receiving area such applications shall be treated as if they were one application and the Department shall determine to whom the grant is to be paid.

(5) Where a person has received a grant under the Resettlement Grants Order (Northern Ireland) 1971 or this Order he shall not be eligible to apply for a further grant under this Order.

Disregard of delay in certain cases

11. Where a person is unable to resettle in a receiving area immediately after vacating a house the Department may disregard any period not exceeding three months between such vacation and resettlement.

Repayment of grant in certain circumstances

12.—(1) If a person does not reside in the receiving area in respect of which he has received a grant for a continuous period of eighteen months from the date of resettlement the Department may require him to repay the grant less one-eighteenth part thereof for each month he has so resided.

(2) A person shall be deemed to reside in a receiving area if a member of his household who transferred at the same time as he did to the house in the receiving area for which the grant was paid continues to reside in the receiving area.

Recovery of repayable grants

13. Any money recoverable under this Order may be recovered summarily by the Department as a civil debt due to it.

Sealed with the Official Seal of the Department of Housing, Local Government and Planning for Northern Ireland this 26th day of July 1974.

(L.S.) *J. L. Semple,*
Assistant Secretary.

The Department of Finance for Northern Ireland hereby approves the foregoing Order.

Sealed with the Official Seal of the Department of Finance for Northern Ireland this 26th day of July 1974.

(L.S.) *C. F. Darling,*
Assistant Secretary.

(f) S.I. 1973, No. 1896 (N.I. 21).

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order provides for the payment of grants to assist the resettlement in Craigavon of persons from other parts of Northern Ireland (including the Belfast Urban Area) and for the resettlement of persons from the Belfast Urban Area in Antrim, Bangor, Carrickfergus or Newtownards.

The Order supersedes the Resettlement Grants Order (Northern Ireland) 1971, which provided for the payment of grants for the resettlement of persons from the Belfast Urban Area only. Under the Order of 1971 a grant of £120 was payable, with an increase of £50 for owner-occupiers of subsidy houses. The present Order keeps these figures for persons moving to Bangor, Carrickfergus or Newtownards from the Belfast Urban Area. For persons moving from the Belfast Urban Area to Antrim or Craigavon the amount of grant is increased to £450 and a similar grant is introduced for persons moving to Craigavon from any part of Northern Ireland; this, too, is subject to an increase of £50 for owner-occupiers of subsidy houses. The Order also contains new provisions for the payment to persons who receive a grant on their resettling in Antrim or Craigavon of contributions towards their expenses in acquiring or disposing of their houses (where they are owner-occupiers), and contributions towards their expenses in travelling, during their first year in their new homes, to their places of work, where those places are in the Belfast Urban Area.

Copies of the maps referred to in the Order have been deposited with the Clerk to the Northern Ireland Assembly, the Clerk of the Parliaments and the Clerk of the House of Commons. Copies of the maps are available for inspection at the Department of Housing, Local Government and Planning, Development Advice Centre, Clarendon House, Adelaide Street, Belfast.