

LANCASTER CITY
COUNCIL
ALLOCATION POLICY

AUGUST 2014

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1. Introduction and Background

1.1 INTRODUCTION

Lancaster City Council has to provide a policy on how we allocate accommodation from our own stock and from Private Registered Providers of Social Housing (PRPSH) whom we work in partnership with.

This document sets out the Lancaster City Council's Allocation Policy. Lancaster City Council operates a district wide Choice Based Lettings Scheme which is called Ideal Choice Homes. Ideal Choice Homes is the main route into accessing social housing in the Lancaster district.

1.2 AIMS AND OBJECTIVES

- To promote balanced and sustainable communities
- To meet the legal requirements for the allocation of social housing
- To make the best use of social housing stock in the district
- To tackle under-occupancy in social housing
- To improve the availability of accommodation for applicants with a local connection to move-on from supported housing schemes in the district
- To reduce and prevent homelessness in the district
- To provide a Choice Based Lettings scheme that allows choice, is accessible to all and is fair, transparent and accountable.

1.3 EQUAL OPPORTUNITIES

Lancaster City Council is committed to promoting equality, combating discrimination and promoting balanced communities. We will ensure that discrimination does not take place in the allocation of properties and the service we provide.

Lancaster City Council is committed to:

- Make sure our services and how they are delivered meet the diverse needs of the local people
- Make sure our buildings are as accessible as possible
- Provide information about our services in accessible formats
- Promote balanced communities
- Challenge unfairness and discrimination
- Engage with all local communities to ensure their needs are identified and met
- Value the important contribution the community and voluntary sector make to the Lancaster district.

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- Work in partnership to share good practice and promote a consistent approach
- Actively seek feedback to continually develop and improve our approach

Lancaster City Council will regularly review its practices, policies, staff training and monitoring arrangements to ensure that applicants are treated fairly regardless of their gender, age, ethnicity, disability, religion or belief or sexual orientation and that they can access what they need.

1.4 DATA PROTECTION AND INFORMATION SHARING

Lancaster City Council is registered under the Data Protection Act 1988. Accordingly all the data provided on the application form will be held (primarily) for the purpose of allocating housing. Lancaster City Council has a legal duty to protect the public money it administers. As part of this duty we take part in a National Fraud Initiative, a nationwide drive to reduce the amount of public money lost each year due to fraud. As a result, information applicants provide on their application may be shared with other bodies responsible for auditing or administering public funds. For further information see the Lancaster City Council's website or contact Customer Services on (01524) 582000 or email nfi@lancaster.gov.uk

Applicants can request a copy of all the information held about them, to which the Data Protection Act applies. Any request should be made in writing to Lancaster City Council, Dalton Square, Lancaster, LA1 1PJ.

There are a number of PRPSH who are partners in the Ideal Choice Homes scheme. If you bid for a property that is owned by one of our PRPSH partners, then they will be provided with a copy of your application and we will share any relevant information regarding your application with them.

Confidential information held about applicants will not be disclosed to third parties apart from:

- Where the individual has consented to the disclosure
- Where we are required by law to make such a disclosure
- Where disclosure is made in accordance with a recognised Information Sharing Protocol or for reasons of public protection.

1.5 EXCEPTIONAL CIRCUMSTANCES

In exceptional circumstances Lancaster City Council reserves the right to depart from any aspect of this policy. The exercise of such discretion will be monitored to ensure that it is properly exercised within extremely limited bounds. This can only be authorised by the Chief Officer (Health and Housing).

2. Applying to join Ideal Choice Homes

2.1 MAKING AN APPLICATION

Applicants need to complete an Ideal Choice Homes application to join the Lancaster Housing Register. The form can be completed online at www.idealchoicehomes.co.uk

If an applicant is unable to complete an online form, they should contact the Ideal Choice Homes team by telephoning (01524) 582005 or in person at Lancaster or Morecambe Town Hall. We can provide bespoke assistance to applicants who are unable to complete an online form or require help to do so. We do have free internet access available at Lancaster and Morecambe Town Hall that applicants can use to make an application. Applicants can also access the internet for free at libraries throughout the Lancaster district.

All applicants who complete an application will have to agree to a declaration to:

- Confirm that all the information given is correct and that they will notify Ideal Choice Homes of any changes to their circumstances
- Give consent to allow enquiries to be made concerning eligibility for housing level or priority. This may include checks with the Home Office, Police, Probation Services, Social Services and other council departments.
- Give consent to allow their information to be provided to another partner PRPSH in the scheme.
- Give consent to contact their current or previous landlord(s) to provide information relating to their tenancy conduct.

Once an application is received along with all the supporting documentation, an assessment will be made to see if an applicant is eligible and qualifies to join the Lancaster Housing Register.

2.2 WHAT IS A HOUSEHOLD

A household is defined as “any other person who normally resides with the applicants as a member of his/her family or any other person who might reasonably be expected to reside with the applicant.” (Housing Act 1996)

If we receive a request to add a person to an application we will usually require documentary evidence to confirm that they are or could reasonably be expected to be a permanent member of that household. We would normally expect that they have resided with the applicant for a minimum 12 month period to be an established household.

If an applicant wishes to include a child on their application that they do not have parental responsibility for, they will need to provide documentation which demonstrates that the child is

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expected to reside with them on a permanent basis e.g. residency order. We may contact Social Services to verify any information provided.

A person can only be included on one application. You cannot be included as a member of a household on more than one application.

2.3 GIVING FALSE INFORMATION

It is a criminal offence for anyone applying for housing, from a housing authority to knowingly give false information or to withhold information which is relevant to their application. An offence is also committed if an applicant allows a third party to provide false information on their behalf.

Ground 5 in Schedule 2 of the Housing Act 1985 (as amended by s.146 of the 1996 Act) enables a housing authority to seek possession of a tenancy granted as a result of a false statement by the tenant or a person acting at the tenant's instigations.

3. Assessing Applications

3.1 ASSESSING APPLICATIONS TO JOIN THE LANCASTER HOUSING REGISTER

Lancaster City Council will consider all applications that we receive. When considering applications we will ascertain whether:

- The applicant is eligible for an allocation of accommodation, and
- If they qualify for an allocation of accommodation

3.2 ELIGIBILITY TO JOIN THE LANCASTER HOUSING REGISTER

All applications will first be assessed to see if they are eligible for an allocation of accommodation and therefore able to join the Housing Register.

Anyone aged over 16 can apply to join the housing register, unless they are a person from abroad and have been classed by the Secretary of State for Communities and Local Government as ineligible for housing.

3.3 QUALIFYING TO JOIN THE LANCASTER HOUSING REGISTER

If an applicant is eligible to join the Lancaster Housing register they will also need to qualify to join. The following qualification criteria will not apply to applicants who are accepted by the Local Authority as homeless and who we have a statutory duty to rehouse.

If an applicant makes a joint application, both parties to the joint tenancy must individually qualify to join Ideal Choice Homes and be eligible for an offer, or to bid for a property. If a joint tenancy is refused, a clear reason will be provided to the applicants in writing. Applicants can request a review of the decision is required.

In certain circumstances joint tenancies may be granted to more than two people.

3.3.1 Local connection

If an applicant does not have a local connection to the Lancaster district, then they will not qualify to join the Housing Register. This will apply to all applicants on the housing register and may mean that existing applicants on the housing register will no longer qualify to remain on the housing register.

A local connection means that one or more of the following statements applies to the applicant

- Lived in the Lancaster district for the previous three years.

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- Worked or provided a community contribution in the Lancaster district for the previous three years (See section 3.34 and 3.35).
- Is serving in the Armed Forces or has served in the previous five years.
- Is a bereaved spouse or civil partner of a member of the Armed Forces and is having to leave Services Family Accommodation.
- Is an existing or former member of the reserve forces who are suffering from a serious injury, illness or disability which is wholly or partly attributable to their service.
- Is a social housing tenant in another Local Authority area who is needing to move to the Lancaster district to take up employment within the district.
- Close family (i.e. mother, father, adult sibling or adult child), who currently live in the Lancaster district and have done so for the previous five years. If this is the only local connection criterion that applies, then the applicant will be placed in Band E.

The only exception to this will be applicants who wish to move into and are eligible for, Category Two Sheltered Accommodation (flatted accommodation only), where they will be placed in Band E and only be able to bid on this type of accommodation. See Appendix A for the local lettings plan for sheltered accommodation, which includes eligibility criteria.

The Council may, in certain circumstances, agree some reciprocal arrangements with neighbouring authorities which may involve local lettings plans being entered into that will define an area outside the district boundary. This will only apply in limited circumstances, to meet local need and under duty to co-operate arrangements with other district councils.

3.3.2 Financial resources

If the applicant has sufficient financial resources to rent privately or purchase a suitable property in the Lancaster district, then they will not qualify to join the Housing Register. If an applicant's circumstances change then they can make a new application and a new assessment can be made.

Any applicant who has over £30,000 in savings will not be eligible to join the Housing Register.

If an applicant(s) needs one bedroom and has a gross household income of over £40,000 (excluding any benefits or tax credits), then they will not qualify to join the Housing Register.

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If an applicant(s) needs two bedrooms and has a gross household income of over £50,000 (excluding any benefits or tax credits), then they will not qualify to join the Housing Register.

If an applicant(s) needs three or more bedrooms and has a household income of over £60,000 (excluding any benefits or tax credits), then they will not qualify to join the Housing Register.

The only exceptions to this will be applicants who require specialist fully adapted accommodation or Category Two Sheltered Accommodation (flatted accommodation only). These applications will be assessed on a case by case basis by the Choice Based Lettings Manager.

3.3.3 Owner-occupiers

If an applicant owns, has an interest in a property or has signed over a property to someone else or sold a property in the previous five years, then they will not qualify to join the Housing Register.

This will apply to properties owned or previously owned both within and outside the United Kingdom.

The only exceptions to this will be:

- *Where the applicant is requiring Category Two Sheltered Accommodation (flatted accommodation only).*
- *Where the applicant has a high medical award (25 or more points) and it is unreasonable for them to remain in their current accommodation on medical grounds and/or their housing problem cannot be resolved by adapting their present home or by selling it and purchasing or renting a more suitable home.*
- *Where the applicant is facing repossession as they are unable to pay the mortgage and there is no equity in the property. All avenues to remain in the property will need to have been exhausted and a possession order granted, for this exception to apply.*

3.3.4 Unsuitable behaviour

If an applicant, or member of their household has behaved in a way that would make them unsuitable to become a social housing tenant, then they will not qualify to join the Housing Register.

Examples of unsuitable behaviour may include, but not be limited to:

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- Applicants whose own actions, or actions of a member of their household, have led a previous landlord taking action against their tenancy.
- Applicants or members of their household, who have unspent convictions that would make them unsuitable tenants.
- Applicants or members of their household, who have damaged or neglected a current or previous property.
- Applicants or members of their household, who have committed domestic abuse.
- Applicants or members of their household, who have used a former or current homes for immoral or illegal purposes.
- Applicants or members of their household, who have caused nuisance, alarm, distress or annoyance to their neighbours or local community.

Before a decision is made on whether they qualify to join the Housing Register under this criteria, applicants will be contacted and advised to provide further information in relation to this unsuitable behaviour and details of any mitigating circumstances. Applicants will be given eight weeks to provide this information and it is their responsibility to provide this. If no information is provided by the applicant, then a decision will be made based on the information (however limited) that we have.

Applicants who do not qualify to join the Housing Register under this criteria will be written to and advised what they need to do to enable them to qualify to join the Housing Register in the future.

To qualify to join the Housing Register, applicants will need to demonstrate that they have taken steps to address their behaviour and would now make a suitable tenant. Prior to any offer being made, further checks will be made to ascertain that there have been no further incidents of unsuitable behaviour.

3.3.5 Rent arrears and housing related debt

If an applicant has a tenancy with a private landlord and has rent arrears of more than eight weeks, then they may not qualify to join the Housing Register.

If the applicant has had a previous tenancy with Lancaster City Council or one of our partner PRPSH within the previous five years and owe more than £250 in arrears or housing related debt, then they will not qualify to join the Housing Register.

Before a decision is made on whether they qualify to join the Housing Register under this criteria, applicants will be contacted and advised to provide further information in

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relation to this. This will include details of the rent due, payments made, income and benefits received and details of any mitigating circumstances.

Applicants will be given eight weeks to provide this information and it is their responsibility to provide this. If no information is provided by the applicant then a decision will be made based on the information (however limited) that we have.

Applicants who do not qualify to join the Housing Register under this criteria will be written to and advised what they need to do to enable them to qualify to join the Housing Register.

To qualify to join the Housing Register, applicants will need to demonstrate that they have set up a repayment schedule, which has been agreed with their current or previous landlord and kept to this for a twelve month period, unless a shorter time period is deemed suitable. Prior to any offer being made, further checks will be made to ascertain that the repayment schedule has been adhered to.

3.3.6 Deliberate worsening of circumstances

Applicants who have deliberately worsened their circumstances, will not qualify to join the Housing Register.

Examples of this include but is not limited to:

- Selling a property that was affordable and suitable for their needs.
- Moving into insecure and/or overcrowded accommodation, where there was no good reason to do so.
- Transferring or gifting a property to another family member within the last five years. This will include social housing tenants who have assigned their tenancy to someone else.
- Where there is evidence that applicants have dispersed or deprived themselves of assets which could have reasonably been used to secure housing within the last five years from the date of application.
- Where an applicant has moved additional family or friends into their property resulting in overcrowded conditions, when suitable accommodation was available for them elsewhere.
- Moving into a property that was not affordable based on their income at the time of signing the tenancy.

Before a decision is made on whether they do not qualify to join the Housing Register under this criteria, applicants will be contacted and advised to provide further information and details of any mitigating circumstances. Applicants will be given eight weeks to provide this information and it is their responsibility to provide this. If no

information is provided by the applicant then a decision will be made based on the information (however limited) that we have.

Applicants who do not qualify to join the Housing Register under this criteria, will be advised of this in writing and will be able to make a new application twelve months from the date the decision was made.

3.3.7 Applicants who provide false or misleading information

Applicants who have provided false or misleading information on their application, will not qualify to join the Housing Register.

- Examples of providing false or misleading information will include but not be limited to:
- Missing out tenancies or addresses from their application form.
- Using a different surname from a previous application and not declaring this.
- Not declaring a property that is owned or previously owned in the UK or abroad.
- Not declaring any unsuitable behaviour listed in section 3.20.4.
- Not declaring rent arrears and any housing related debt listed in section 3.20.5.

Before a decision is made on whether they do not qualify to join the Housing Register under this criteria, applicants will be contacted and advised to provide further information and details of any mitigating circumstances. Applicants will be given eight weeks to provide this information and it is their responsibility to provide this. If no information is provided by the applicant then a decision will be made based on the information (however limited) that we have.

Applicants who do not qualify to join the Housing Register under this criteria, will be advised of this in writing and will be able to make a new application twelve months from the date the decision was made.

3.3.8 Current Lancaster City Council tenants and other social housing tenants

If an applicant has been allocated a social housing tenancy in the previous twelve months, then they will not qualify to join the Housing Register. This applies to both introductory tenants and tenants with security of tenure.

This does not apply to moves that took place as a result of a mutual exchange, where the applicant has security of tenure.

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The only exception to this will be an applicant who has been awarded exceptional needs status. See section 4.11 for further information.

If an applicant is a Lancaster City Council tenant or other social housing tenant then a reference may be sought from their Landlord. If they do not meet the qualification criteria, then they will not be eligible to join the Housing Register.

If a Lancaster City Council tenant or other social housing tenant has rent arrears or any related housing debt then their application will be deferred until these arrears or housing related debt is cleared.

If a Lancaster City Council tenant or other social housing tenant has rent arrears, which relate to them being unable to pay the rent due to under-occupying the property, then their application will not be automatically deferred. If the arrears are under £500 and the applicant has been taking all possible steps to address them, including bidding on suitable properties when they are advertised, to address them and their Landlord supports this, then they will be permitted to have an active application.

3.4 WHAT APPLICATION CHECKS ARE MADE?

When an application is received, if the applicant meets the qualification criteria, they will need to provide the following documentary evidence:

- Proof that they are eligible for social housing if they are a person from abroad (e.g. proof of immigration status, proof that they are exercising a treaty right).
- Proof that they are habitually resident in the UK.
- Proof of identification for all household members (e.g. passport, driving licence, medical card).
- Proof of address for all adult household members (e.g. driving licence, recent utility bill, recent benefit award letter).
- Proof that any children included on their application reside with them on a permanent basis (e.g. benefit letter relating to the children, residence order).
- Proof of their household income and any savings.

Applicants may also be required to provide further documentation relating to their application which will be detailed in the relevant sections.

Without documentary evidence, applicants will not be able to be fully assessed and will therefore be unable to bid on properties until this documentation is provided. If the applicant is unable to provide the documentation requested they should contact a member of the Ideal Choice Homes team to agree other acceptable forms of documentation.

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As detailed in section 2.1, checks may also be made with an applicant's current or previous landlord, Police, Probation Services, Social Services, Benefits Agency, Home Office or other council department.

If the applicant is successful in bidding on a property, we may carry out additional applicant checks to ensure that they still qualify for an offer of accommodation, that their circumstances have not changed and that they are placed in the correct band. This may include requesting a landlord reference.

3.5 WHEN WILL A HOME VISIT BE REQUIRED?

In certain circumstances it may be necessary to carry out a home visit to check the housing circumstances are as described on the application form. Applicants are expected to allow Council officers access to all parts of their home.

An appointment will be made before a home visit is arranged and all Council officers will carry photographic identification. If the appointment is not convenient, the applicant can request one at a more suitable time.

Before an offer of accommodation is made, a home visit may be required to verify an applicant's circumstances and ensure that they are as described on their housing application.

If the applicant does not allow a home visit to take place this may affect their banding or lead to a property not being offered to them, that they have been successful in bidding for.

3.6 WHEN ARE APPLICATIONS REVIEWED?

All applications will normally be reviewed on an annual basis. Applicants will have to state that they wish to re-register and confirm that there have been no changes in their circumstances. If an applicant does not respond to this review request, then their application will be cancelled. If an applicant is on the assisted bidding list or has additional support needs that are identified on their housing application, then we will make every effort to make contact with them before cancelling their application.

3.7 WHEN ARE APPLICATIONS CANCELLED?

An application will be cancelled from the Housing Register under the following circumstances:

- I. If the applicant requests this
- II. If the applicant is no longer eligible for an offer of accommodation
- III. If the applicant no longer qualifies for an offer of accommodation

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- IV. When an applicant is housed through Ideal Choice Homes
- V. When an applicant completes a mutual exchange
- VI. When an applicant fails to comply with the review process
- VII. When an applicant moves and fails to update their application with this information
- VIII. When the applicant does not respond to a request for further information within 28 days from a reminder letter being sent

In circumstances (II) and (III), the applicant will be notified in writing and informed of the reason why their application has been cancelled and of their right to request a review of that decision.

Should an applicant whose application is cancelled in circumstances (I), (VI), (VII) and (VIII) wish to rejoin the Housing Register they will need to complete a new application, using their previous application number and they will be given a new effective date. However, if an applicant contacts Lancaster City Council within 3 months of their application being cancelled and the applicant still qualifies to join the Lancaster Housing Register, the applicant can be reinstated without the loss of their waiting time.

3.8 CHANGES IN CIRCUMSTANCES

It is the applicant's responsibility to notify Lancaster City Council of any changes in their circumstances which could affect whether they qualify or are eligible to join the Housing Register or the priority for rehousing.

3.9 IDEAL CHOICE HOMES BANDING SCHEME

All applicants who qualify to join the Housing Register will have their applications assessed under the Banding Scheme set out below. There are five bands and these reflect the applicant's housing need.

Band A – Emergency Housing Need

Band B – High Housing Need

Band C – Medium Housing Need

Band D – Low Housing Need

Band E – Very Low or No Housing Need

Within each band there are a number of factors. Ideal Choice Homes will consider the facts of your application against each of these factors. If several factors apply to your case you will be placed in the band containing the highest ranking factors within Band A to E.

Band A - Emergency housing need

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Substantial evidence must exist and be authorised by the Choice Based Lettings Manager before you can be placed in this band. This will have to be supported by a public agency such as a Local Authority, Police, Health Authority or Social Services.

1. You have been accepted by Lancaster City Council as being homeless and in priority need.
2. You have an emergency medical need. For example, you are unable to be discharged from hospital as your home is not suitable for you to return to.
3. Your home is in emergency disrepair and a prohibition order has been served on the property.
4. You are escaping violence or threats of violence of a traumatic event, where there is an immediate and serious risk to the household.
5. You are a Lancaster City Council tenant or a tenant of one of our partner PRPSH who advertise all their vacancies via the Ideal Choice Homes Scheme and have two or more bedrooms than you currently need. You will need to have been affected by the changes to size criteria for this to apply.
6. You have another emergency housing need due to exceptional circumstances as identified by the Local Authority, Police, Health Authority or Social Services.

Band B – High housing need

1. You have a high need for rehousing on social or welfare grounds – this is assessed in conjunction with information from another public agency e.g. Police or Social Services.
2. You have been assessed as having a high medical need for rehousing
3. Your home is permanently lacking a toilet, bathroom or hot or cold water.
4. You need two or more bedrooms than you currently have.
5. You have to leave Service Family Accommodation following the death of your spouse or civil partner.
6. You need to move because of a serious injury, medical condition or disability sustained as a result of your service in the Armed Forces. This will apply up to five years following discharge.
7. You are a Lancaster City Council tenant or a tenant of one of our partner PRPSH who advertise all their vacancies via the Ideal Choice Homes Scheme and have succeeded to a property that is too large or unsuitable for your needs.
8. You are a social housing tenant in the Lancaster district who is moving into sheltered accommodation from general needs property.
9. You are a Lancaster City Council tenant or a tenant of one of our partner PRPSH who advertise all their vacancies via the Ideal Choice Homes Scheme and have one or more bedrooms than you currently need. You will need to have been affected by the changes to size criteria for this to apply.
10. You are a social housing tenant in the Lancaster district and have two or more bedrooms than you currently need.

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11. You are a social housing tenant in the Lancaster district who lives in a high demand adapted property that you no longer require.
12. You have successfully completed your stay in supported accommodation, whom we have a service level agreement with and you now need to move into general needs accommodation. This will not override the local connection qualification criteria.
13. Your home is in high disrepair. See section 3.32.

Band C – Medium Housing Need

1. You have a medium need for rehousing on social or welfare grounds - this is assessed in conjunction with information from another public agency e.g. Police, Social Services etc.
2. You have been assessed by the council as being homeless but you are not in a priority need category. This will not override the qualification criteria.
3. You have been assessed as having a medium medical need.
4. You are a social housing tenant who has one bedroom more than you need.
5. You are sharing facilities (i.e. bathroom, kitchen, toilet) with people you are not related to. Please note you cannot claim this if you are living with an ex-partner or spouse.
6. You have two people of different sexes included on your application who are not living together as partners both aged over 10 who are sharing a bedroom.
7. You live in an above ground floor flat or maisonette and have two or more children aged under 16.
8. You are an agricultural worker needing to move-on from tied accommodation
9. You are employed in the Lancaster district and have a local connection. Employed can include temporary or permanent employment for a minimum of 16 hours per week or 70 hours per calendar month.
10. You are contributing to your local community. This means that you have been volunteering or doing other unpaid work in your community for at least the previous six months for at least 20 hours per month.

Band D – Low Housing Need

1. You have been assessed by the council as being intentionally homeless. This will not override the qualification criteria.
2. You have been assessed as having a low medical need for rehousing.
3. You live in an above ground floor flat or maisonette with one child aged under 16.
4. You need one more bedroom than you currently have.
5. Your accommodation limits your access to children.
6. You are sharing facilities (i.e. bathroom, kitchen, toilet) with family.
7. You need to move nearer to someone to provide or receive support.

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8. You live in private rented accommodation.
9. You live in a mobile home, caravan or boat.
10. You live in tied accommodation.
11. You have a licence to occupy your current accommodation.
12. You need rehousing and have served or are serving in the Armed Forces.

Band E – Very Low or No Housing Need

1. You have a local connection only through having close relatives who have resided in the Lancaster district for the previous five years,
2. You are an owner-occupier who is moving into Category Two Sheltered Accommodation (flatted accommodation only)
3. You do not have a local connection but wish to move into Category Two Sheltered Accommodation (flatted accommodation only).
4. You are an owner-occupier who is facing repossession, are unable to pay your mortgage and have no equity in your home.
5. You are a social housing tenant who is adequately housed.

3.10 PRIORITISING APPLICATIONS WITHIN BANDS

The banding scheme prioritises applicants by putting those in similar housing need in the same band. Within each band, applications are listed in date order. The “effective” date is the date of the first application, or the date which the applicant moved into a higher band. The “registration” date is the date the initial application form was processed.

Priority within each of the bands will be determined by the effective date. Where applicants in the same band bid for a property, the applicant with the earlier effective date has greater priority. If these applicants have the same effective date, the one with the earlier registration date has priority.

3.11 MOVEMENT WITHIN BANDS

Applicants can move between bands if:

- Their circumstances change
- Additional information is received about medical or welfare issues which upon assessment by Lancaster City Council, leads to a higher or lower band being awarded to the applicant

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If an applicant moves to a higher band, then their effective date will be replaced by the date they moved into that band. If an applicant moves into a lower band, then their effective date will remain the same.

3.12 ASSESSING MEDICAL PRIORITY

Medical priority will be awarded by the Council's District Medical Officer. If an applicant feels that there are medical reasons why they need to be rehoused they should submit medical information by completing a Medical Self-Assessment Form or by providing information from a medical professional. This will then be assessed by the District Medical Officer who will award priority as follows:

Band A: Emergency Housing Need 26-30 medical points

The current accommodation is so completely unsuitable that should the applicant remain or return to it the affect on their health would be critical. This can only be averted by a move to alternative accommodation in the shortest time possible.

Band B: High Housing Need 21-25 medical points

The housing situation is so severely affecting the applicant's health and well being that it is resulting in them being completely housebound, at risk of injury, relapse or unable to live independently.

Alternative housing is required within a reasonable time frame to prevent serious risks to their health and wellbeing.

Band C: Medium Housing Need 11-20 medical points

The housing situation is seriously affecting the applicant's health and wellbeing and is having an unacceptable impact on their ability to live independently.

Alternative housing is required to prevent a significant and serious deterioration to their health and well being in the short/ medium term (within 2 years).

Band D: Low Housing Need 5-10 medical points

The housing situation is having a negative impact on the applicants well being but it is not causing any significant deterioration to their health or ability to live independently

Band E: 0 medical points

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Whilst it is recognised that there may be a health and wellbeing issue, this is not affected by the current accommodation. The applicant's health and wellbeing would not be improved by a move to alternative accommodation. Therefore no housing need actually exists.

3.13 ASSESSING PROPERTY SIZE NEEDED

Applications will be assessed to determine the size of property their household needs. A household is defined as any other person who normally resides with the applicant as a member of his/her family or any other person who might reasonably be expected to reside with the applicant. See section 2.2 for further information.

If a household is newly formed and not yet established, then we may require them to have lived together as a household for a minimum twelve month period, before we adjust the property size they need.

If an applicant is an approved foster carer or has had a child placed with them prior to adoption then we can include them on their household. This will not increase their property size by more than one bedroom regardless of how many children they foster. Documentary confirmation of this will be required from Social Services.

If an applicant has children who are in the Armed Forces but continue to live with their parents when they are not away on operations, they can be included when assessing the size of property a household needs. We will require a letter from the adult child's chain of command to confirm that they are away on operations.

Bedroom requirements are based on assumptions that a bedroom is suitable for:

- each adult couple
- any other person aged 16 or over
- two children of the same sex aged under 16
- two children, regardless of sex, aged under 10
- any other child
- a disabled child who needs their own bedroom on medical grounds
- a carer, or team of carers, who has a home elsewhere, who uses a bedroom on a regular basis to stay overnight because an adult member of the household requires overnight care

We do not make exceptions to this which means that:

- if an applicant shares care of their own child, the child will only be taken into account of calculating the property size needed for the designated "main carer" – if care is shared exactly equally, the main carer will be the parent that receives the child benefit

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- applicants whose children visit but are not part of the household are not assessed as needing an extra bedroom
- applicants who currently sleep in separate bedrooms for personal reasons will only be allocated one bedroom

We aim to make the best use of the social housing stock in the Lancaster district. Some of our three and four bedroom houses have additional living rooms that can be utilised as a bedroom, effectively making them a four or five bedroom house. When these properties are advertised, applicants who require the extra room to be used as a bedroom will be eligible to bid for them. These applicants are given priority within each band over those who don't require the extra room.

3.13.1 Requiring an additional bedroom on medical grounds

There are no exceptions to the bedroom requirements listed above. Therefore, if applicants wish a member of their family to have a separate bedroom, they will need to arrange this themselves, within their bedroom entitlement.

If a separate bedroom is required for a disabled child or a carer they will need to provide supporting documentation regarding this. This will be submitted to our medical officer and they will make a decision as to whether this is required on medical grounds.

3.14 ASSESSING DISREPAIR

We work closely with Lancaster City Council's Housing Standards team when an applicant has stated that their current rented accommodation is in disrepair.

It will be expected that an applicant has already raised the problem with their Landlord in writing before a Lancaster City Council officer visits. This will give the Landlord the opportunity to carry out the necessary works before involving Lancaster City Council and possible enforcement action.

Applicants will be made fully aware that if a Lancaster City Council officer visits and identifies serious defects with the property that they are under a statutory duty to take appropriate steps to remedy the defects and this will involve contacting the Landlord and/or agent.

If an applicant is living in accommodation where the conditions pose an ongoing and serious threat to health and safety of the residents and where there are Band A, Category 1 hazard(s) that have been found following an assessment by the Council's Housing Standards team can not be resolved by the landlord, the applicant will be placed in Band B.

If an applicant's home is in emergency disrepair and a prohibition order has been served on the property, the applicant will be placed in Band A.

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3.15 ASSESSING SOCIAL AND WELFARE PRIORITY

If an applicant's household includes someone with a particular need for settled accommodation and who cannot be expected to find/afford suitable accommodation in the future then they will be awarded priority under social and welfare.

The band you will be placed in will depend on whether this is assessed as being an urgent, high or medium need. We will usually require information from another public agency such as the police or social services before awarding social and welfare priority. This priority is decided by the Choice Based Lettings Manager.

3.16 EMPLOYMENT

If an applicant or member of their household is permanently employed or has been offered permanent employment in the Lancaster district, they will be placed in Band C, unless their housing needs warrants a higher banding.

Permanent employment will include self-employment and temporary contracts of more than 12 months, but not casual employment. This will include part-time employment but it will need to be for a minimum of 16 hours per week or 70 hours per calendar month.

If an applicant is on a zero hours contract but can demonstrate that on average (over a minimum three month period) that they have been employed for a minimum 16 hours per week or 70 hours per calendar month) then they will be classed as being in employment.

The applicant will need to provide documentary confirmation of this.

This does not override the qualification criteria for local connection and income.

3.17 COMMUNITY CONTRIBUTION

If an applicant or member of their household contributes to the local community, they will be placed in Band C, unless their housing needs warrants a higher banding.

This means that they have been volunteering or doing other unpaid work in the Lancaster district for a charity, not for profit organisation, social housing provider or statutory agency for at least the previous six months for at least 20 hours per month. The applicant will need to provide documentary confirmation of this.

4. How the Scheme Operates

4.1 WHAT PROPERTIES ARE INCLUDED IN THE CHOICE BASED LETTINGS SCHEME?

Lancaster City Council properties and PRPSH Landlord properties to which we have nomination rights will be advertised to let through Ideal Choice Homes. This will include:

- General needs housing
- Sheltered accommodation
- The majority of adapted properties

Customers with active applicants will be able to exercise choice by registering an interest on the property by “bidding” on them.

There will be some exceptions to this, these will include:

- Extra Care sheltered accommodation

Nominations to these will be provided by Social Services

- Highly Adapted properties

These will usually be offered to a household with matching needs. These properties may be assessed by an Occupational Therapist who will assess their suitability before a formal offer is made.

- Management lets

These will be when we need to use a property for specific management purposes and the qualifying applicant will normally receive one reasonable offer of accommodation.

4.2 ARE THERE ANY LETTINGS NOT COVERED BY THIS POLICY?

The following are examples of lettings not covered by, or specifically excluded from the allocation scheme, under the provisions of the Housing Act 1996

- Offers of non-secure tenancies to homeless persons pursuant to any duty under Part 7 of the Housing Act 1996
- The conversion of introductory tenancies into secure tenancies
- The conversion of secure tenancies into demoted tenancies

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- Offers of tied accommodation made to council employees (service tenancies)
- Offers of or nominations to accommodation made at the council's own instigation rather than in response to an application, for example offers to tenants being decanted from their homes to allow major works to take place
- Assignments of, and successions to social housing tenancies
- Mutual exchanges
- Transfers of tenancies made by Court Order under the Matrimonial Causes Act 1973 or other family legislation
- Vesting or disposal of tenancies by order of a Court

4.3 HOUSES IN THE LANCASTER DISTRICT

Priority for two bedroom houses will be given to applicants with children aged under 16. This is because within the social housing stock in the Lancaster district, there are two bedroom flats that are suitable for applicants with no children in their household. Applicants without children who need two bedrooms will be eligible to apply for two bedroom houses but those with children aged under 16 will take priority.

This will only apply to two bedroom houses. Other sized properties will be let in accordance with their bedroom and housing need.

4.4 LOW DEMAND PROPERTIES

If there is no demand for a property we may re-advertise it to applicants who do not normally qualify for this size of property.

For example a two bedroom property may be re-advertised to enable applicants with a one-bedroom need to apply.

When this occurs, any local lettings policy in place will still apply. With retirement properties, preference will be given to social housing tenants who are freeing up a high demand property.

Before any offer of accommodation is made, a financial assessment may be undertaken to ascertain whether or not the applicant will be able to financially sustain the tenancy.

4.5 ADVERTISING VACANCIES

All Lancaster vacancies will be advertised through the Choice Based Lettings Scheme (known as Ideal Choice Homes), except those detailed in section 4.1. Each week a new list of current vacancies will be available.

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The property adverts will contain information about, amongst other things, rent, number of bedrooms, heating type, suitable household size and whether pets are accepted, as well as giving information on local services and amenities. The advert will also indicate the priority band of applicant eligible to apply. The advert will also state who the Landlord of that vacancy is.

Properties may be advertised during the notice period given by the outgoing tenant. If the notice is withdrawn by the tenant during this period the property will therefore be unavailable to be let.

4.6 QUOTA SYSTEM

To allow applicants in lower priority bands access to housing a quota system will be used. This allows a proportion of vacancies to be advertised as available only to those in a specific band. The system will be monitored to ensure that it does not operate to the detriment of those with a higher need for housing.

It is important that Lancaster City Council supports sustainable and balanced communities. This means that properties will be advertised on a percentage basis to each band to ensure that applicants in all bands will have the opportunity to access social housing. The percentages used for the quota system will be reviewed on an annual basis.

Where a sensitive let or a particular balance is required in an area a vacancy may be advertised as limited to specific types of household. The advert will include details of who can apply to ensure transparency and openness.

4.7 LOCAL LETTINGS

Partners in the Choice Based Lettings Scheme may draw up local lettings policies and plans for an area, scheme or estate to meet the specific needs of that local community. Local lettings policies may be used to tackle particular management problems and or to address imbalances in the community. Local lettings schemes will be publicised to ensure openness and transparency in the lettings process.

Lancaster City Council should be consulted by the PRPSH if they are considering implementing a new local lettings policy.

Lancaster City Council local lettings plan for Sheltered Accommodation can be found in Appendix A.

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4.8 RURAL VILLAGE AND MARKET TOWN CONNECTIONS

There is a severe shortage of social housing in rural villages and we aim to preserve rural communities. Therefore we give additional priority to applicants who have a rural connection to a village or the market town of Carnforth.

A rural connection means that the applicant has either:-

- Lived in that village for at least six out of the past 12 months or 3 out of the past five years
- Previously lived in that village for at least 5 years
- Has permanent employment in a village
- Has close family who live in the village. Close family includes parents, adult children and adult siblings.

Additional rural connection priority is given to applicants within bands but not between bands. This means that if we advertise a property to a given band, for example Band C, an applicant in Band C with a rural connection will be given priority over an applicant in Band C with no rural connection.

We will state in the advert if additional priority will be given to an applicant with a local connection. Before selecting which band to use for the property will look at which applicants on the housing register have a rural connection to that the village and choose an appropriate band, based on housing need and demand.

Under the Planning Act some developments are subject to Section 106. This requires those properties to be let to customers with a local connection, which can be more demanding than the rural connection Lancaster City Council applies. Where this applies, only those applicants meeting the requirement of the Section 106 will be eligible for an offer of property. The advert will state if this applies to the property and provide details of the connection required.

In order for an applicant to have a rural connection, they will need to provide documentary evidence of this.

If there is limited or no social housing in the village to which an applicant has a rural connection, a rural connection will be given to the next surrounding village(s).

4.9 BIDDING PROCESS

Applicants can bid for up to two properties per cycle that they meet the eligibility criteria for.

Applicants can bid though the website, at kiosks, over the phone and in person at Lancaster and Morecambe Town Halls.

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For those applicants who are unable to bid for themselves and who do not have any family, friends or advocates who can bid on their behalf we do have an assisted bidding scheme for vulnerable customers. This will mean that bids are placed on those applicant's behalf based on the preferences they express.

By bidding an applicant is simply expressing an interest in a property, and telling us that they wish to be considered for it. Their position on the shortlist may change over the course of the bidding cycle. If an applicant comes top of a shortlist there is no guarantee that they will be successful in being offered this property.

Further checks are made to ensure that they meet the criteria for the property and that the information supplied on their application form is still correct.

If an applicant is not offered this property a reason will be provided and the applicant will be able to see this on their online account.

4.10 SHORTLISTING AND OFFERS

The Choice Based Lettings Scheme will identify applicants who have placed a bid on each vacancy. It will generate an ordered list based on band and the applicant's length of time on the waiting list.

Prior to an offer being made additional verification checks will be undertaken of the applicant's eligibility and priority. An applicant's current landlord will normally be contacted to request a reference. The applicant at the top of the list will be offered the property subject to these checks, and to meeting any additional criteria included in the advert.

If an applicant is a tenant of Lancaster City Council or one of our partner PRPSH, then a check will be made with them, before any provisional offer of accommodation is confirmed.

Tenancy checks will be made to ensure that they meet the qualification criteria, that they have a clear rent account, can give vacant possession of the property, have no other housing related debt, have not caused any damage to the property or made any unauthorised alterations and have conducted their tenancy in a satisfactory manner.

If the council or a partner PRPSH does not agree to the offer being confirmed due to unsatisfactory tenancy checks, then the provisional offer will be withdrawn. If the tenancy checks highlight any issues with the tenancy, this may result in them no longer qualifying to be on the Housing Register.

See section 3.3.8 for more information on rent arrears and social housing tenants.

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Should the offer not be made to the applicant at the top of the list following the additional checks, or should it be refused, the offer is made the next eligible applicant on the shortlist. This process continues down the list until an offer of accommodation is accepted.

4.11 HOMELESSNESS

If an applicant states that they are homeless or threatened with homelessness they will be advised to make a Housing Options appointment.

If an applicant has been assessed as homeless, has a priority need for rehousing and they have not made themselves intentionally homeless they will be placed in Band A. This may override the qualifying criteria.

If an applicant has been assessed as homeless but there is no priority need for rehousing and they have not made themselves intentionally homeless they will be placed in Band C. This will not override the qualifying criteria.

If an applicant has been assessed as intentionally homeless they will be placed in Band D for a period of 12 months. Once the 12 month period has expired then their application will be reassessed and placed in the appropriate band. This however does not override the qualifying criteria.

An applicant will not be awarded homeless priority, unless they have had this assessed by a member of the Housing Options team.

If we have a statutory duty to rehouse an applicant because they are unintentionally homeless and in priority need they will be placed in Band A for two weeks. They will be advised that they have to bid for suitable properties when they become available and how to bid. If they have not bid for properties or have been unsuccessful in bidding on properties, then they will receive a direct offer of suitable accommodation when one becomes available.

The applicant has a right to review this offer and will be provided with details of how to do this when an offer is made. If their appeal is successful another direct offer of accommodation will be made.

4.12 EXCEPTIONAL NEEDS AWARDS

If Council Housing tenants are placed in Band A because they have an emergency need for rehousing as identified by the Council Housing Services awarding them Exceptional Needs status, they will be placed in Band A for two weeks. They will be advised that they have to bid for properties when they become available and how to bid. If they have not bid for properties

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or have been unsuccessful in bidding on properties, then they will receive a direct offer of suitable accommodation when one becomes available.

If they do not feel that the property they are offered is suitable for them they have 21 days from the date they are offered the property to request a review of the offer. This will be reviewed by the Choice Based Lettings Manager and advice will be sought from the Neighbourhood Housing Manager before a final decision is made.

If it is decided that the property was not suitable another direct offer of a suitable property will be made. If the applicant rejects this offer there will not be any further offers of property made and the applicant will be removed from Band A. Their application will be reassessed and they will be placed in the appropriate band.

4.13 BAND A APPLICANTS WHO ARE NOT HOMELESS OR GIVEN EXCEPTIONAL NEEDS STATUS

4.13.1 Other emergency housing needs or emergency disrepair

If applicants have been placed in Band A due to other emergency housing needs they will either have the option to bid on properties for a two week period before receiving a direct offer or they may just receive one direct offer of suitable accommodation. This will be explained to the applicant in writing when they are placed in this Band.

4.13.2 Under-occupying social housing tenants placed in band A

These applicants are the only section within Band A who are not limited to how long they have to bid on properties before being made a direct offer.

It is not anticipated that these applicants will remain in Band A for an indefinite period.

If they are not bidding on properties within a two month period of being placed in Band A, then they will be contacted to ascertain why. There may be circumstances when we make direct offers to these applicants, for example, before commencing court action for rent arrears. If these direct offers are refused this may affect their banding and whether or not they still qualify to be included on the housing register.

5. Review Process

An applicant has a right to request a review if:

- They have not been accepted onto the Lancaster City Council Housing Register
- Their application has been removed from the Lancaster City Council Housing Register
- They disagree with how their application has been assessed and/or the band they have been placed into.

To request a review the applicant will need to put this in writing within 21 days of received our written decision. The applicant will need to give the reasons why they believe an incorrect decision has been made. If an applicant is unable to put their point across in writing, they can request a meeting with a senior officer.

The review will be undertaken by a senior officer who was not involved in making the original decision and will take account of information provided by the applicant. They will notify the applicant of the decision within 56 days of receiving the request. If the applicant is not happy with this decision, they can make a formal complaint using the complaints procedure.

Appendix A

LOCAL LETTINGS PLAN – SHELTERED ACCOMMODATION

BACKGROUND

We have a number of properties which are currently designated as sheltered accommodation schemes. Sheltered accommodation, is housing with support, it enables older people to live independently in flats or bungalows within a supporting environment designed to suit their needs.

ALLOCATION CRITERIA

To be eligible for an allocation of one of these properties applicants will need to meet the following criteria:

- The applicant or their partner will need to be aged over 55 and be able to demonstrate that they would benefit from the key aspects of sheltered accommodation. They will need to complete an additional application form, which will assess their need and suitability for the service.
- If a member of the household has a history of anti-social behaviour or unspent convictions then they may be rejected if there is concern that their activities will affect other residents in the scheme.
- If a member of the household has support needs they will only be accepted with a recognised support package and they will need a history of previous positive engagement.
- Applicants will need to be able to live independently and not have a requirement for specialist health services, personal or nursing care which cannot be met in a community-based setting.

Please note, where necessary, supporting information for applicants will be sought from a wider range of agencies/sources than usual.

Normal exclusion criteria will still apply as outlined in the allocation policy.

UNDER OCCUPATION

Under occupation for these properties may be considered where there are no suitable applicants who meet the additional criteria. In these circumstances we may refer the applicant(s) for a financial assessment to ensure the tenancy is affordable.

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REVIEW OF POLICY

This policy will be reviewed on an annual basis by the Sheltered Housing Manager to monitor its effectiveness.

Appendix B

LOCAL LETTINGS PLAN – SENSITIVE LETTINGS

BACKGROUND

We occasionally have properties where there is a need for a sensitive let. This can be for a number of reasons such as a history of serious anti-social behaviour in property or due to the location of the property. These can be approved by the Principal Housing Manager and are closely monitored.

ALLOCATION CRITERIA

To be eligible for an allocation of one of these properties applicants will need to meet the following criteria:

- The main applicant will need to be over the age of 30 (unless they are in full time (minimum 35 hours per week) employment)
- No member of the household can have a history of heavy drug or alcohol over the previous 12 months
- If a member of the household has a history of anti-social behaviour or unspent convictions then they may be rejected if there is concern that their activities will affect the local neighbourhood.
- If a member of the household has support needs they will only be accepted with a recognised support package and will need a history of previous positive engagement
- Applicants will need to provide two appropriate tenancy references.

Please note, where necessary, supporting information for applicants will be sought from a wider range of agencies/sources than usual for previous anti-social behaviour, arrears etc;

Normal exclusion criteria will still apply as outlined in the allocation policy.

UNDER OCCUPATION

Under occupation for these properties may be considered where there are no suitable applicants who meet the additional criteria. A financial assessment will be undertaken to ensure that the tenancy is affordable for the tenant.

REVIEW OF POLICY

This policy will be reviewed on an annual basis by the Neighbourhood Housing Manager to monitor its effectiveness.