

LONDON BOROUGH OF RICHMOND UPON THAMES

HOUSING ALLOCATION SCHEME



Approved October 2016
Effective February 2017

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Part I. Introduction and overview

Introduction

- 1.0.0. This document is the housing allocation scheme used by the Council with effect from 6 February 2017. Housing authorities are required by section 166A(1) of the Housing Act 1996 to have an allocation scheme for determining priorities and to set out the procedures to be followed in allocating housing accommodation. For the purposes of Part VI of the Housing Act 1996, a housing authority allocates accommodation when it selects a person to be a secure or introductory tenant of accommodation held by that authority or nominates a person to be an tenant of accommodation held by a private registered provider of social housing (PRP) or a registered social landlord (also known as housing associations). The Council respects the integrity of the lettings policy of the PRPs concerned. The scheme only covers allocations made by the Council exercising its housing authority functions. It does not apply to the granting of family intervention tenancies.
- 1.0.1. The scheme provides details of how applications for housing may be made, the supporting information required to allow the Council to assess such applications and how the Council gives reasonable preference to applicants with certain indicators of housing need. Also in these sections are details of how the Council determines priorities when allocating properties.
- 1.0.2 The scheme also provides details of:
- the points scheme(s) and banding system(s) adopted by the Council to assess competing applications within the various access queues;
 - when and how applicants dissatisfied with decisions taken under the scheme may seek a review;
 - the procedures used to administer the scheme; and
 - which officers are responsible for decisions under the scheme.
- 1.0.3. This scheme does not set out details of the types and lengths of tenancies that will be offered to applicants who are allocated properties. The type and length of tenancy an applicant will be offered if they are allocated a property will be determined by the tenancy policy of the landlord. For PRPs, applicants must be offered tenancies in accordance with their tenancy policies. The council does not own any social housing stock and discharges its housing duties by nominating to the PRPs.
- 1.0.4. In adopting this scheme the Council has had regard to statutory guidance issued by Government and in particular to:
- the code of guidance on social housing allocations published by the CLG (Communities and Local Government Department) on 29 June 2012,
 - the Allocation of Housing (Qualification Criteria for Armed Forces)(England) Regulations 2012;
 - the Housing Act 1996 (Additional Preference for Armed Forces)(England) Regulations 2012;
 - the Allocation of Housing (Qualification Criteria for Right to Move)(England) 2015; and
 - changes to the Scheme as agreed by the Council (the council's committee papers can be viewed on the council's website at www.richmond.gov.uk)

The Scheme remains in force unless and until amended by decision of the Council.

- 1.0.5. This document contains the Council's allocation scheme and is available for inspection at the Twickenham Civic Centre reception. The scheme is available on the Council's website at www.richmond.gov.uk. Copies of the scheme are also obtainable, free of charge, from the housing services section (020 8891 7409).

Overview of the Scheme

- 1.1.0. Under the Scheme, applicants apply to the Council for accommodation by completing an on line form. Advice on completing the form is available from the Housing Advice & Information team (see Annex A for contact details). Practical assistance with making an application, for example with interpretation, translation or through a home visit may be provided where appropriate.
- 1.1.1. The Scheme has been framed to give reasonable preference to those groups identified within the Housing Act 1996 S.166A(3). At the time of adopting this scheme those groups were defined as follows:
- (a) people who are homeless (within the meaning of Part 7);
 - (b) people who are owed a duty by any local housing authority under section 190(2), 193(2) or 195(2) (or under section 65(2) or 68(2) of the Housing Act 1985) or who are occupying accommodation secured by any such authority under section 192(3);
 - (c) people occupying insanitary or overcrowded housing or otherwise living in unsatisfactory housing conditions;
 - (d) people who need to move on medical or welfare grounds (including any grounds relating to a disability); and
 - (e) people who need to move to a particular locality in the district of the authority, where failure to meet that need would cause hardship (to themselves or to others).
- 1.1.2. The Scheme has also been framed to give additional preference to people within those groups with urgent housing needs, who qualify for 'priority rehousing status'. With limited exceptions, the scheme is not framed to give priority for allocation to persons who do not fall within the 'reasonable preference' categories.
- 1.1.3. Each application is considered to establish whether the applicant is:
- eligible for allocation of accommodation;
 - a qualifying person under this scheme; generally speaking qualification criteria apply only to those persons who do not fall within the reasonable preference categories;
 - entitled to any reasonable and/or additional preference; and
 - in need of housing (based on the points and band applicable to their circumstances).
- 1.1.4. Each application made by an eligible and qualifying person is placed within one of the Council's 'access queues'. These queues reflect either the type of

accommodation required, such as sheltered accommodation, or the principal 'reasonable preference' group, which applies to the circumstances of the application, such as homeless applicants. Access queues may have specific 'criteria for allocation' and/or 'rules of allocation' and these are set out in the scheme under separate headings. Across all access queues, cases justifying 'priority rehousing' status (3.8.1) can be identified and accommodation may be allocated to such applicants ahead of others with less urgent needs.

- 1.1.5. Each year the Council considers the forecast supply of accommodation available for allocation and receives recommendations for an indicative distribution of this supply across the various access queues taking into account demand and other relevant factors arising from national, regional or locally set priorities. This process is known as the resources and commitments forecast which forms the 'allocations plan' by the Council on an annual basis. The allocations plan is drawn up to ensure that the balance of allocations made under the scheme will be such to secure a reasonable preference is provided for each of the categories of persons set out in the Housing Act 1996 S.166A(3).
- 1.1.6. The allocations plan also serves as the basis for determining the allocations across the various queues/bands during the year. Within the access queues and, as applicable, one of the four bands (A to D, with band A being the highest), properties will be allocated to the applicant in the highest band who has been registered in that band for the longest period (subject to suitability considerations). To ensure that the scheme provides flexibility to meet urgent or unforeseen housing needs, officers acting under delegated authority have the discretion to vary the spread of allocations between the access queues, allowing the Council to use the resources available as efficiently as possible. Activity under the scheme is reported to the Cabinet Member for Housing.

Equal Opportunities and Monitoring

- 1.2.0. The Council is committed to the principle of equal opportunities in the delivery of all its services and:

The Council will seek to ensure that its allocation policies are operated in a manner which is fair to all sections of the community regardless of colour, race, religion, nationality, ethnic origin, marital status, sexual orientation, age, gender, gender reassignment or disability. All applicants for housing or rehousing will be asked to provide details of ethnic origin. However, this will not be a requirement for acceptance of an application. Records of ethnic origin will be kept and monitored on a regular and systematic basis to ensure properties are being offered and allocated fairly in accordance with stated objectives.

Allocation policies and any changes to them will be reviewed regularly to ensure they do not operate in ways that discriminate against or disadvantage any particular group with protected characteristics.

Confidentiality

- 1.3.0. Employees of the Council will treat all information provided by applicants in accordance with the Council's confidentiality procedures and within any inter-agency protocols that apply to particularly sensitive information known to the Council.

Access to information under the Data Protection Act 1998

- 1.4.0. All applicants for housing have the right to see information held about them by the Council, in accordance with the Data Protection Act 1998. The right applies to all personal information regardless of the date that information was recorded.
- 1.4.1 With regard to housing application records, applicants have a right of access to information held about themselves and members of their family held for the purposes of that application. This right of access extends only to 'personal' information, namely, factual information and expressions of opinion which relate to a living individual. In certain circumstances the Council may refuse access. This arises where, for example, the information:
- may identify a third party and that party has not consented to the disclosure;
 - concerns an individual's health and disclosure may cause serious harm to the well being of the applicant; or
 - is held for the purpose of prevention or detection of crime or in respect of some other legal proceedings.
- 1.4.2 Requests for access to records must be made in writing. Standard forms are available from main service points. These should be completed and returned, along with proof of identity, for action. Subject to the above exceptions and consents, applicants must be informed if any information is held and given the option to either view the records or have a copy provided within 40 days of the application. A fee may be charged for this service.
- 1.4.3 Applicants have the right to challenge the accuracy of the information held about them and may request the erasure or correction of records which they believe to be inaccurate. If the Director of Housing and Regeneration or nominated officers agree that the information is inaccurate, the record will be corrected and the applicant will be given a copy of the corrected documentation. If the Director of Housing and Regeneration or nominated officer does not agree that the information is inaccurate, or refuses access to the information, the applicant has a right of appeal to the Information Commissioner. This information will be provided free of charge. Requests for information should be made to the Housing Information and Advice team, using the contact details in annex A.

Rights to information about assessment under the scheme

- 1.5.0 In accordance with the Housing Act 1996 S166A(9) all applicants have the right to request information to enable them to assess: how their application is likely to be treated under the scheme including: whether they fall within one or more of the groups entitled to reasonable preference; whether accommodation is likely to be allocated to them; and, if so, how long this is likely to take. Furthermore, applicants can request that the Council inform them about any decision about the facts of their application which is likely to be taken into account when considering whether to allocate accommodation.

Changes to the allocation scheme

- 1.6.0 The Council will periodically review the policies and procedures set out in this document and where appropriate make changes to them. Before making an alteration to the allocation scheme, which reflects a major policy change, consultation will take place with every registered provider of social housing with whom the Council has nomination arrangements. Consultation will also take place with other appropriate consultative bodies.

Complaints

- 1.7.0 All applicants have the right to be treated fairly. Where an applicant is not satisfied with the administration of an application, or with its outcome, he/she has the right to seek redress.
- 1.7.1 The Council is committed to dealing with all complaints as courteously and as swiftly as possible in accordance with the Council's complaints procedure. These documents describe how and where to complain and who will deal with a complaint. The expected response times are available from the Council's website.

Local Lettings Plan and Private Registered Providers

- 1.8.0 The Council works in partnership with PRPs to help build sustainable communities through a local lettings plan. For example, by allocating new properties to a mixture of applicants, including, those entirely in receipt of benefits, in work and/or providing a community contribution. Local lettings plans will be devised for individual schemes and each will have its own separate agreement. The Council typically allocates a proportion of properties with the rest being allocated directly by the PRP according to their own policies. The Head of Housing Services (Allocations and Provision) will decide whether the Council should participate in local lettings plans.

Pan London Mobility Scheme

- 1.9.0 The Council participates in the *housingmoves* Pan-London Mobility (PLM) scheme. Accordingly up to five per cent of the properties that become available to the Council for re-letting or nomination each year, subject to local priorities, will be made available through the scheme to tenants from other boroughs. The scheme also allows existing social tenants to move to other London local authority areas.
- 1.9.1 The decision as to which vacancies will be put forward to the operators of the scheme for applicants from other boroughs will be made by the Voids Coordinator or more senior officer as applicable. The decision as to which of the PLM applicants will be let the property will be made by the same officer(s) in accordance with the PLM scheme's eligibility and prioritisation criteria. The council closely monitors the volume of moves both into and out of the borough, under the scheme, within a policy objective of ensuring they achieve balance, or very near balance, at any given point in time.

For more information on the *housingmoves* scheme see: www.london.gov.uk/priorities/housing/housing-need/mobility/pan-london-mobility.

Part II. Eligibility and Qualifying Criteria

Who may apply and eligibility for allocation

2.0.0. Any person may apply to the Council for an allocation of housing. However, housing will only be allocated to applicants who are registered on the Council's housing queues for social housing. To be registered an applicant must be:

- eligible for social housing in England (that is, not ineligible due to their immigration status); and
- a qualifying person for social housing in the borough (as determined by the following provisions of the allocation scheme).

Who is eligible for social housing in England

2.1.0. All applicants will be eligible unless they are persons prescribed within the Housing Act 1996 S.160ZA(1) or by regulations made by the Secretary of State. This generally applies to persons from abroad without settled immigration status in the UK, apart from a limited number of exceptions.

2.1.1. Where a duty is owed to an applicant who is found to be homeless only by reliance on a household member who is a "restricted person" within the meaning of S184 of the Housing Act 1996, the applicant will not be given any preference under the scheme for an allocation of accommodation. The Council will, so far as practicable, bring the duty to secure accommodation to an end by ensuring that an offer of accommodation, in the private sector for a period of at least 12 months, is made to the applicant. A restricted person is defined as someone who requires leave to enter or remain in the UK and does not have it, or a person who does have the required leave but that leave was granted on the condition that the person may not have recourse to public funds.

Criteria for being a qualifying person

2.2.0. This section sets out the criteria that must be met for applicants to qualify for consideration for social housing in the borough i.e. to be admitted onto, and/or remain upon one or other of the access queues. There may be a limited number of situations where individuals will not qualify even if they do have reasonable preference such as those who commit anti-social behaviour (2.3.3.)

2.2.1. To be a qualifying person for an allocation of social housing in the borough and be (or remain) registered on the Council's housing queues for social housing, an applicant, or one of joint applicants must, upon assessment, be entitled to reasonable preference as defined within the Act and:

- a) Be eligible for an allocation of housing accommodation (as determined by law, that is not ineligible due to immigration status); and
- b) Be 18 years old or over unless they are applying under the Homeless Queue, the Social Care Queue or the Supported Queue. However, applicants will not usually be offered a tenancy until they are at least 18 years old.

Who is not a qualifying person

- 2.3.0. Applicants who, upon assessment, do not fall within one of the reasonable preference categories will not be qualifying persons (see 1.1.1) unless it is in the Council's interest to provide them with accommodation e.g. under-occupying social tenants, facilitating employment, meeting the needs of vulnerable people or where directed by the Secretary of State. Further, and again upon assessment, persons who no longer fall within the reasonable preference categories may be removed from the scheme at any time on the grounds that the applicant is no longer eligible or becomes a person who does not qualify under the criteria (see 2.3.1. to 2.3.3.).
- 2.3.1. Applicants will not qualify for social housing in the borough and be (or remain) registered on the Council's housing queues, following careful consideration of their individual circumstances, if they have refused any offer or nomination of suitable accommodation within the last two years, made or arranged by the Council, and there has been no material change in their circumstances so as to make the earlier offer clearly unsuitable in the light of the applicant's changed circumstances.
- 2.3.2. Applicants will not qualify for social housing and be (or remain) registered on the Council's housing queues if the Council is satisfied, once the application has been assessed, that they are suitably housed, that is, they have no recognised housing need under the Housing Allocation Scheme.
- 2.3.3. Applicants will not qualify for social housing in the borough and be (or remain) registered on the Council's housing queues if, following assessment, any of the following circumstances apply:
- a) The Council is satisfied that they have, within the preceding 10 years, obtained or attempted to obtain housing or other housing related services/welfare benefits /public funds, from any public body in the UK, by making a false or misleading statement or withholding information, or encouraging someone else to do so on their behalf;
 - b) The Council is satisfied that they became intentionally homeless (as defined in the Housing Act 1996 S191) from their last home subject to an individual assessment;
 - c) The Council is satisfied that the applicant is unlikely to satisfactorily manage the tenancy and /or pay their rent because, for example:
 - I. they have been evicted due to anti-social behaviour (including domestic violence and abuse and noise nuisance) or rent arrears;
 - II. they have been served, within the last year, with a notice for breach of their tenancy conditions;
 - III. another person who shared a property occupied by them left because of the applicant's violence/abuse or threats of violence/abuse against them or a person associated with them;
 - IV. they or a member of their household have a history of anti-social behaviour (including domestic violence/abuse and noise nuisance);
 - V. they have a record of failure to pay rent;
 - VI. they have outstanding debt liabilities to the Council and are not making satisfactory arrangements to repay those debts.

Persons who will be accorded lower priority

2.4.0. Applications from households attracting a reasonable preference may be accorded lower priority if they do not satisfy the criteria set out below in relation to: residency, homeownership, high income, savings or social tenants who have the ability to apply for a transfer to their landlord and have not done so (2.4.1. to 2.4.4.). Where the criteria has not been satisfied, upon assessment applicants will be placed into band D, or lowest available band for the relevant access queue as applicable, until they satisfy the criteria. The onus is on the applicant to contact the Department when they satisfy the criteria and their application will be reassessed. This rule of relative priority will be waived for cases awarded priority rehousing status (3.8.0.) or those accepted to have exceptional circumstances (2.5.0.).

Residency

2.4.1. Applicants will be placed into Band D, or lowest available band, if they have not been resident within the borough for a continuous minimum period of three years immediately preceding their application.

Homeownership, High Income or High Savings

2.4.2. Applicants will be placed into Band D, or lowest available Band, if they fall into one of the reasonable preference groups and:

- a) they own or jointly own accommodation (including shared ownership accommodation) in the UK or elsewhere, or have a legal right to occupy accommodation in the UK or elsewhere (other than as a tenant or licensee) unless they satisfy the Council that it would not be possible and reasonable for them to:
 - I. occupy the accommodation; or
 - II. sell or let the accommodation in order to obtain suitable accommodation; or
- b) the Council is satisfied that they have income* or savings that it would be possible and reasonable for them to use in order to obtain suitable accommodation.

*An applicant, or one of joint applicants, must have a household income that is no greater than the household income threshold set by the GLA (Greater London Authority) for the 'First Steps to Homeownership in London' scheme and in place at the time the decision on qualification is made.

2.4.3. Enquiries will be made, where required to ensure that household savings have not been deliberately reduced to below the threshold for the purposes of securing accommodation.

Social Tenants Making a Transfer Application to their Landlord

2.4.4. Applicants will be placed into Band D, or lowest available Band, if they are a tenant of a registered provider of social housing and have not made a transfer application to their landlord. This applies unless the application to the Council is for sheltered housing or their landlord does not maintain a housing waiting list.

Discretion to waive qualifying and/or relative priority criteria

- 2.5.0. In exceptional circumstances, the qualifying and other criteria can be waived at the discretion of the responsible deputy manager or more senior officer in the Housing and Regeneration Department. Where an assessing officer considers that exceptional circumstances may apply, they will refer the application to the appropriate Deputy Manager in housing services or more senior officer to decide whether the criteria in this section should be waived.

PART III. Making an Application, Assessment and Offers of Accommodation

Persons who can be included on an application

- 3.0.0. Where two or more persons apply jointly for housing, both of them must be eligible for allocation and at least one of them must be a qualifying person.
- 3.0.1. Normally, persons included on an application form must be members of the applicant's immediate family who usually reside, or could be reasonably expected to reside, with the applicant. Any other person or persons will only be accepted as part of the applicant's household in circumstances in which it is reasonable for that person or persons to reside with the applicant. This will normally exclude lodgers or anyone subletting from the applicant. An adult applicant may not appear on more than one application for allocation of housing simultaneously.

Making an application

- 3.1.0. Applications for the allocation of accommodation by the Council must be made to the Housing and Regeneration Department by accessing the on line form at www.Richmond.gov.uk. Persons needing advice or practical assistance with making an application should contact the Housing Information and Advice Team as detailed in annex A.
- 3.1.1. Applications for housing will be assessed under this Scheme according to the information the applicant has provided and established from enquiries. When we have received sufficient information and supporting evidence to assess the application, the applicant will be notified in writing which queue and band they have been placed in.

Proof of identity and supporting information

- 3.2.0. In addition to the relevant application form (which must be fully completed), the Council may, at the point of application or offer of accommodation, as applicable, request all applicants to provide recent, passport-sized photographs (or an alternative type of photographic ID acceptable to the Council) of all members of the household, with the person's full name (and, if they are aged 16 years or over, their signature) on the back, proof of identity in a form acceptable to the Council for all members of the household (originals must be provided), all documents as detailed in the application form and any other documents reasonably required by the Council. Failure to do so promptly and when requested, will mean that the application cannot be assessed and will be returned to the applicant for completion and/or production of documents not provided. This could also delay any offer of

accommodation being made if requested at the point of offer and could result in the offer being withdrawn.

Misleading information

3.3.0. Any applicant seeking to obtain accommodation by making a false statement, by withholding relevant information or by failing to inform the Council of any material change in circumstances commits a criminal offence and is liable to have her or his application cancelled. A prosecution may be pursued and/or the application refused on the basis the applicant is not a qualifying person. Such applications from members, employees, contractors or agents of the Council are likely to result in action under the appropriate code.

Members of the Council, staff members and their relations

3.4.0. In order to ensure that the Council is seen to be treating all applicants fairly, any application for the allocation of housing from members of the Council, employees of the Council or associated persons (as defined in S178 of the Housing Act 1996) must be disclosed on the application form.

3.4.1. Such applications will be assessed in the normal way but the acceptance of the application must be approved by the Head of Housing Services (Assessment and Adaptation), or a manager reporting to the Head of Services. Any accommodation allocated to the applicant under the scheme must be recommended by the Head of Housing Services (Allocations and Provision) or Allocations Manager and be approved by the Assistant Director (Housing Services).

Change of address and/or circumstances

3.5.0. Applicants must notify the Council if there are any changes in their circumstances as this may affect their chances of being offered housing. For example, applicants must notify the Council if:

- they move;
- they need to add someone to or remove someone from their application;
- their income changes;
- they, or anybody included in their application, has medical conditions or disabilities which have changed since they were last assessed; or
- they have been placed in Band D after being accorded a lower priority and they now satisfy the criteria for reassessment (2.4.0.)

3.5.1. In order that applications can be assessed in the light of changed circumstances or to check that information held is correct and up to date, applicants may be required to complete a fresh application form. Where an applicant has been made an offer of accommodation and the change of circumstances affects the size/type of accommodation they require, the offer may be withdrawn. This will also be applied where the applicant's change of circumstances means that they no longer meet the criteria for the access queue for which they were assessed when they received their offer of accommodation.

3.5.2. Applicants may be contacted to confirm the information provided in relation to their application and to discuss any further relevant information which may

need to be taken into account prior to an offer of accommodation being made. Any information obtained at this stage may be used to reassess the application.

Assessing medical needs

3.6.0. Applicants who indicate in their application that they consider their (or a member of their households) health or disability is seriously aggravated by their current housing conditions should provide as much information as possible on their medical needs to ensure a correct assessment. Applications involving a health related issue will be assessed by the Council with advice from either the applicant's doctor or the Council's medical advisor as appropriate. The criteria for awarding medical points within the scheme will be applied. Where further information is required, officers of the Council may make further enquiries into the issue, subject to the applicant's consent. Applicants will then be advised of the medical priority awarded in accordance with the scheme.

Opportunity to express preference for accommodation or area

3.7.0. The Council's policy is to offer all applicants the opportunity to express their preferences about accommodation to be allocated to them. Such preferences may cover such issues as property type or location. The Council will aim to meet an applicant's preferences wherever possible. However, such preferences may be overridden by the supply of appropriate accommodation and will not preclude applicants being considered for allocation of accommodation which does not meet their preferences but which the Council considers is appropriate to their assessed housing needs.

Awarding additional preference priority rehousing status

3.8.0. Under the scheme, additional preference may be given to any case within any access queue, which meets the criteria for priority rehousing status, as set out below. Priority rehousing status will usually be awarded to cases involving multiple needs and/or where there is a serious and credible risk to the applicant's safety in their current accommodation. Additional preference applies to cases which fall within one of the statutory 'reasonable preference' groups in which circumstances indicate an urgent housing need where:

- a) adequate priority is not provided within the access queue into which the application is placed and there is an urgent need to allocate accommodation to the applicant, justifying acceleration of the applicant ahead of others across all access queues, or
- b) any applicant who is serving in the regular forces and is suffering from a serious injury, illness or disability which is attributable (wholly or partly) to that service, or
- c) any applicant who formerly served in the regular forces, or
- d) any applicant who has recently ceased, or will cease to be entitled, to reside in accommodation provided by the Ministry of Defence following the death of their spouse or civil partner who served in the regular forces where death was attributable (wholly or partly) to that service, or

- e) any applicant who is serving or has served in the reserve forces and is suffering from a serious injury, illness or disability which is attributable (wholly or partly) to their service.

3.8.1. The award of priority rehousing status is at the discretion of the Deputy Manager in housing services or more senior officer. It is assessed on a case by case basis. In addition the Assistant Director (Housing Services), on the recommendation of the appropriate Deputy Manager in housing services or more senior officer, has the discretion to deal with any case of an exceptional nature if the applicant urgently requires allocation but does not qualify for immediate consideration under the rules or the rules do not adequately cover her or his circumstances. Applicants awarded priority rehousing status and exceptional urgent cases will be placed in band A in accordance with the banding system set out in section 3.10.0.

Size of accommodation and bedrooms required

3.9.0. With the exception of approved cases within the Council's interest queue, the following will apply in assessing the number of bedrooms required by an applicant:

- I. Single person households (other than lone pregnant women and applicants aged 60 or over) will be assessed as requiring self-contained studio flat accommodation.
- II. Lone pregnant women and couples who are expecting their first child and persons aged 60 or over will be assessed as requiring self-contained one bedroom accommodation.
- III. A single person with regular, established and demonstrable staying/visiting contact/access to their children following relationship breakdown, where it would be unreasonable to allocate a self-contained studio flat, will be assessed as requiring self-contained one bedroom accommodation.
- IV. No account is taken of rooms for living or sleeping which is less than 50 sq.ft.
- V. The number of bedrooms needed by a household assumes the availability of one living room. Any living accommodation in excess of this is counted as a bedroom.
- VI. If a person has sole use of a room which is used for both living and sleeping it is counted as a bedroom.
- VII. Where the applicant has child(ren) who is/are the subject of a shared residence order, the Deputy Manager of the team assessing the application, or more senior officer will determine the appropriate accommodation size to be offered on a case by case basis. Their determination will take into account household composition and the period the child(ren) spend living with the applicant.

3.9.1. The size of accommodation offered depends upon the size and composition of the applicant's household. With the exception of the Council's interest queue, this will apply across all access queues, as follows:

- Single person households may be offered either a studio flat or one bedroom accommodation.

Thereafter one bedroom is required for:

- a couple
- each un-partnered adult aged 21 years or more
- each pair of adolescents aged 10-20 years of the same sex
- each pair of children aged under 10 years regardless of sex
- where none of the above applies, a person aged 10-20 years will be paired with a child aged under 10 years of the same sex
- any remaining unpaired person will be allocated a separate bedroom.

3.9.2. These criteria may not be applied where the Assistant Director (Housing Services) , having considered the recommendations of the Deputy Manager of the team assessing the application or more senior officer, is satisfied that there would be a serious risk to the health and safety of the child(ren) if they were to share a bedroom. Each application will be considered on its own merits, having regard to medical and or other relevant professional reports.

Notes:

- a) Other applicants requiring separate bedrooms for medical purposes (as recommended by the Council's medical advisor) will be allocated separate bedrooms.
- b) Where additional persons or family members are married or co-habiting they will be considered as a couple and assessed as requiring one bedroom.
- c) A bathroom or shower room is defined as a separate room. A WC may be a room on its own or incorporated within a bathroom.
- d) Single person households living in bedsit or studio accommodation are considered to be adequately housed unless they lack or share facilities.
- e) Households requiring family-sized accommodation may be offered more than one unit of accommodation if the properties are so located as to enable the family to live together in practical terms.

The banding system and points scheme

3.10.0. All applications will be assessed under the scheme according to the information provided by the applicant and established from enquiries. Points are awarded to applicants on the general needs and older persons housing queues as detailed in the table overleaf. This is referred to throughout the scheme as the 'main' points scheme. All eligible and qualifying applicants are placed within one of four bands, with band A being the highest band and band D being the lowest, as set out in the table below.

Band	Description of housing circumstances falling within band
A	Accepted homeless families with or expecting a child in bed and breakfast (unless matched to a private rented sector offer)
	All assessed qualifying cases with 300 points or more
	Cases awarded priority rehousing status
	Under-occupying social housing tenants where two or more bedrooms would be released upon transfer
	Urgent cases approved by senior management
	Cases needing adapted housing due to physical disability where there is an urgent need to relocate
Order of Offers	Time waiting - offers made to cases in date order from date of entry into this band, subject to suitability considerations and targets within annual Allocations Plan
B	All accepted homelessness cases in temporary accommodation provided by the Council or in referring accommodation (unless matched to a private rented sector offer)
	All other assessed qualifying cases with 150-299 points
	Cases accepted onto the supported and/or social care housing queues
	Under-occupying social housing tenants affected by the social sector size criteria where one bedroom would be released upon transfer
	Under-occupying social housing tenants on the older persons queue where one bedroom would be released upon transfer
	All other cases needing adapted housing due to physical disability
	All Assessed , qualifying households accepted under the Armed Forces Scheme and ready to be made an offer of accommodation
	Qualifying households where an offer of accommodation would prevent a statutory homeless duty
	Cases moving under agreed housing mobility schemes including Housingmoves
Order of Offers	Time waiting - offers made to cases in date order from date of entry into this band, subject to suitability considerations and targets within annual Allocations Plan
C	All other assessed qualifying cases with between 50 and 149 points
	All other under-occupying social housing tenants
	Other cases on the physical disability queue who are already in adapted housing
Order of Offers	Time waiting - offers made to cases in date order from date of entry into this band, subject to suitability considerations and targets within annual Allocations Plan
D	All other assessed cases including those with 1 to 49 points
	All assessed qualifying cases who have not resided continuously within the Borough for a minimum period of 3 years immediately preceding their application.
	All assessed cases who do not satisfy the homeownership, high income and high savings criteria.
	All assessed cases of social tenants who can apply to their landlord for a transfer but have not done so.

Order of Offers	Time waiting - offers made to cases in date order from date of entry into this band, subject to suitability considerations and targets within annual Allocations Plan	
Points		
Overcrowding	For one bedroom lacking	50
	For two bedrooms lacking	150
	For three or more bedrooms lacking	200
Statutory Overcrowding	Additional overcrowding points for households statutorily overcrowded	20
Unsanitary	Lacking a living room, kitchen, bathroom/WC	30
Sharing	Sharing a living room, kitchen or bathroom/internal WC with persons outside of your household.	15
Unsatisfactory Housing	Two or more children having to share bedroom with a parent or parents	25
	Exception to the above points: single persons assessed as requiring a self-contained studio flat	
Medical Need	Diagnosed ill health or disability, but not of significance to current or future housing needs	0
	Diagnosed ill health or disability, with minor relevance to current or future housing needs	25
	Diagnosed ill health or disability, with moderate relevance to current or future housing needs	75
	Diagnosed ill health or disability, with major relevance to current or future housing needs	150
	The above points award will be made in respect of the person in the household whose ill health has the greatest relevance to current or future housing needs. Five additional points may be added for each additional person within the household affected by diagnosed ill health or disability which is relevant to current or future housing needs	
Community Contribution	Awarded to households receiving points under any of the domain within this points scheme and where at least one member is making a significant contribution to the community. This could include volunteering a not for profit organisation for a minimum of 18 hours a month or organising activities for young people such as a youth club or recognised activity, such as scouts/guides. It would have to be for a minimum period two years prior to the time an offer was made. These points will not be awarded if working points apply.	25

Tenure	Households who are homeless, including rough sleepers, within the meaning of Part VII of the Housing Act 1996 (as amended) excluding cases accepted within the 'Homeless Queue'	25
Hardship	Households with an established need to move to a particular locality within the borough where failure to meet that need would cause hardship (to themselves or others)	10
Back Boiler	Additional points for overcrowded households who use the living room for sleeping purposes and a back boiler is located in this living room	25
Working Households	Households awarded points under any of the criteria above with at least one household member who is 16 years old or over and working 24 hours or more per week in paid employment	50

Offers of accommodation

3.11.0. All applicants will normally receive only one offer of accommodation which the Council considers suitable to meet their assessed needs. An exception to the one offer rule may be applied to decants and under-occupiers who may be considered for multiple offers.

3.11.1. An offer of accommodation which is made following a nomination to a PRP, a property in the private rented sector for homeless households or other agency counts as an offer of accommodation. Applicants are notified in writing that they have been nominated for an offer. Applicants are advised that the Council have fully considered their needs and believe it to be a final, suitable offer.

3.11.2. If a nomination is made to a PRP, the applicant will receive the offer letter from the PRP, following a nomination to the landlord from the Council.

Arrangements to view and tenancy agreements

3.12.1. All applicants will be given an opportunity to view the property prior to the acceptance of a tenancy.

3.12.2. Applicants will be advised that if they fail to view the property or sign the tenancy, this will be classed as a refusal and the application may be cancelled.

3.12.3. Applicants will not normally be in competition with others when viewing properties, but in certain circumstances more than one applicant may be invited to view the property. In these cases the offer will be made to the accepting applicant with the highest priority.

3.12.4. Following a refusal of an offer of accommodation officers within the Allocation and Nomination team have discretion to extend the period for response to an offer where this is appropriate.

Tenancy agreements

- 3.13.0 Tenancies agreements will be offering in accordance with the tenancy policy of the housing provider to whom the nomination is made by the Council. Tenancy Agreements between partners are normally joint tenancies. Consideration will be given by the housing provider to other individual requests for a joint tenancy or requests not to create a joint tenancy.

Refusal of a suitable offer

- 3.14.0. Where a homeless applicant refuses a suitable offer the Council will consider whether any legal duty owed to the applicant has been discharged. Generally, where an applicant in any queue other than the Homeless Queue (to whom the specific criteria under Part VII of the Housing Act apply) refuses a suitable offer, the application will be cancelled. Furthermore, for a period of two years following an applicant's refusal of suitable accommodation the applicant will not qualify to be (or remain) registered on the Council's housing queues, unless there has been a material change in their circumstances so as to make the earlier offer clearly unreasonable in the light of their changed circumstances. The implications of refusing an offer of accommodation will be notified to applicants in their registration and nomination letters.
- 3.14.1. Except in cases where the applicant is homeless, if an applicant refuses an offer of accommodation, decisions regarding suitability and whether the application should be cancelled will be taken by the Deputy Allocations Manager or a more senior officer.
- 3.14.2. Homeless applicants who are considering refusing an offer of accommodation made to them in discharge of the Council's statutory obligations will be advised to contact the Allocations and Nominations team. Officers will then make an initial assessment of whether the offer is suitable for the applicant's assessed need and advise the applicants of the review process and the consequences of refusing an offer.
- 3.14.3. An offer of accommodation made following a nomination to a PRP will count as an offer of accommodation.
- 3.14.4. Under-occupiers and decants refusing an offer may be exempt from having their application cancelled and their applications may remain active. Decisions not to cancel their application following an offer of accommodation will be decided based on the merits of individual cases and taken by the deputy allocations manager or more senior officer.

Right to request reviews

- 3.15.0. The Housing Act 1996 gives applicants the right to request the Council to review certain decisions made under the scheme. Under S166A(9)(c) of the Housing Act 1996 applicants have the right to request a review of the following and to be informed of the decision on the review and the grounds for it:
- a) any decision about the facts of their case which is likely to be or has been taken into account in considering whether to allocate housing accommodation to them; and

- b) any decision made under S160ZA(9) of the Housing Act 1996 that they are either;
- c) ineligible for an allocation by virtue of S160ZA(2) or S160ZA(4) of the Housing Act 1996; or
- d) not a qualifying person.

3.15.1. Applicants will be notified in writing of any decision taken under S160ZA(9), the grounds for the decision and the administrative arrangements for exercising their right to request a review.

3.15.2. Applicants placed on the homeless queue have an additional right to request a review of the suitability of accommodation offered to them under the Housing Act S202. The Allocations and Nominations team will notify this right to the applicant within the homeless queue at the time of allocation. Applicants who are homeless and who have a priority need only by reliance on a household member who is a “restricted person”, have the right to request a review of the suitability of accommodation offered as a ‘private sector offer’.

3.15.3. Generally, requests for a review must be made within 21 days of the person being informed, in writing, of the Council’s decision. Requests received after this period may proceed at the discretion of the reviewing officer or a more senior officer as appropriate. The applicant will be notified of the outcome of a review in writing, including any reasons if the original decision is confirmed.

Part IV. The access queues

Homeless queue

4.0.0. Homeless applicants will be assessed under the allocation scheme when the Council accepts it has a duty (under the Housing Act 1996 S193 (2)). Each homeless person owed this duty will be interviewed by their allocated case officer to discuss future housing options, needs, prospects and preferences. Applicants owed this duty will then be placed in the homeless queue, unless already matched to a private rented sector offer. Accepted homeless cases for which the homelessness application was made on or after 9 November 2012, will be considered for a settled offer in the private sector. Accepted applications within this queue will be placed into one of two bands, A (highest) or B, and priority between applicants in the same band will be determined by time waiting. Offers will be made in date order from date of entry into the band, subject to suitability considerations and targets within the annual Allocations Plan.

Band	
A	Cases awarded priority rehousing status
	Urgent cases approved by senior management
	All accepted homeless families with or expecting a child in bed and breakfast (unless matched to a private rented sector offer)
B	All other accepted homeless cases in temporary accommodation provided by the Council or referring accommodation (unless matched to a private rented sector offer)

General needs queue

4.1.0. The general needs queue will include qualifying applicants who are:

- a) homeless but not owed the principal homelessness duty under the Housing Act 1996 S.193(2);
- b) not applying for specialised adapted or supported accommodation;
- c) displaced persons; e.g. households who have lost their accommodation due to demolition, a closing order or through compulsory purchase;
- d) HM Forces applicants not threatened with homelessness or accepted as being owed the duty referred to in (a) above or awarded priority rehousing status. Each year, a small number of offers for applicants who are serving or who have served in HM Armed Forces at any time in the five years preceding their application for housing will be provided within the general needs queue, as long as they have a local connection with Richmond. At the discretion of the appropriate Deputy Manager or more senior officer in Housing Services, applications made via organisations from which the Council has agreed to accept referrals may be considered regardless of whether the applicants have a local connection to the borough or when they left the armed forces. The forecast number of properties to be made available will be determined as part of the approval of the Allocations Plan. Applicants will be prioritised at the discretion of the Heads of Housing Services with reference to (a) their assessed housing need and (b) the strength of any local connection (as defined within Part VII of the Housing Act 1996) with the borough;
- e) Under-occupying social tenants who transfer to smaller accommodation, where the Council received the released property to nominate an applicant from it's housing register.

4.1.1. Applications within the general needs queue will be assessed according to the main points scheme and then will be placed into one of four bands (A (highest) B, C, D). Priority between applicants in the same band will be determined by time waiting. Offers will be made in date order from date of entry into the band, subject to suitability considerations and targets within the annual Allocations Plan.

Band	
A	Cases awarded priority rehousing status
	Urgent cases approved by senior management
	All assessed qualifying cases with 300 points or more
	Under-occupying social housing tenants where two or more bedrooms would be released upon transfer*
B	Under-occupying social housing tenants affected by the social sector size criteria where one bedroom would be released upon transfer*
	All assessed , qualifying households accepted under the Armed Forces scheme and ready to be made an offer of accommodation

	Qualifying households where an offer of accommodation would prevent a statutory homeless duty
	Cases moving under agreed housing mobility schemes including housing moves
	All other assessed qualifying cases with 150 to 299 points
C	All other under-occupying social housing tenants*
	All other assessed qualifying cases with 50 to 149 points
D	All other assessed cases including those with 1 to 49 points All assessed qualifying cases who have not resided continuously within the Borough for a minimum period of 3 years immediately preceding their application. All assessed cases whom do not satisfy the homeownership, high income and high savings criteria. All assessed cases of social tenants who can apply to their landlord for a transfer but have not done so.

* This would apply to under-occupying housing association tenants

Older persons housing queue (sheltered housing)

4.2.0. The council maintains a separate queue for older people seeking sheltered housing.

Sheltered Housing

4.2.1 Any eligible and qualifying person aged 55 years or over, can apply for sheltered housing. The main points scheme is used to determine priorities for allocation of sheltered accommodation. Partners, carers or other person(s) reasonably expected to reside with the applicant(s) may be included in the application.

4.2.1. If the applicant meets the age criteria, the assessing officer will determine if they are suitable for sheltered housing. Examples of factors that may be taken into consideration in deciding whether an applicant should be registered on the older persons queue are:

- whether appropriate and satisfactory risk and support plans are in place
- whether the applicant would be able to live in a sheltered scheme without any risk to existing residents or staff and not affect the balanced community and well being within any scheme.

4.2.2. Applicants not accepted onto the older persons queue may be assessed for the appropriate access queue and will be notified of the decision together with other housing options. Applications for sheltered housing will be placed into one of four bands (A (highest), B, C and D). Priority between applicants in the same band will be determined by time waiting. Offers will be made in date order from date of entry into the band, subject to suitability considerations and targets within the annual allocations plan.

Band	
A	Cases awarded priority rehousing status
	Urgent cases approved by senior management
	All assessed qualifying cases with 300 points or more
	Under-occupying social housing tenants where two or more bedrooms would be released upon transfer

B	Under-occupying social housing tenants on the older persons queue where one bedroom would be released upon transfer
	Qualifying households where an offer of accommodation would prevent a statutory homeless duty
	Cases moving under agreed housing mobility schemes including housingmoves
	All accepted homelessness cases in temporary accommodation provided by the council or in referring accommodation (unless matched to a private rented sector offer)
	All other assessed qualifying cases with 150-299 points
	Qualifying households where an offer of accommodation would prevent a statutory homeless duty
C	All other assessed qualifying cases with between 50 and 149 points
D	All other assessed cases including those with 1 to 49 points All assessed qualifying cases who have not resided continuously within the Borough for a minimum period of 3 years immediately preceding their application. All assessed cases whom do not satisfy the homeownership, high income and high savings criteria. All assessed cases of social tenants who can apply to their landlord for a transfer but have not done so.

Physical disability queue

- 4.3.0. The Council maintains a separate queue for people seeking specially designed or adapted property (mainly for wheelchair users) suitable for persons with physical disabilities. The physical disability queue is open to all applicants who are an eligible and qualifying person for allocation and who, due to their disability, require specifically designed or adapted accommodation.
- 4.3.1. All applications are subject to an assessment by, and recommendation from, the Council's occupational therapy service (OT) or the children's occupational therapy service. Following receipt of an OT assessment, the applicant will be notified of the outcome.
- 4.3.2. Applications within the physical disability queue will be placed into one of three bands (A (highest) B, or C). Priority between applicants in the same band will be determined by time waiting. Offers will be made in date order from date of entry into the band, subject to suitability considerations and targets within the annual Allocations Plan.

Band	
A	Cases awarded priority rehousing status
	Urgent cases approved by senior management
	Cases needing adapted housing due to physical disability where there is an urgent need to relocate
	Accepted homeless families with or expecting a child in bed and breakfast (unless matched to a private rented sector offer)
	Under-occupying social housing tenants where two or more bedrooms would be released upon transfer

B	All other cases needing adapted housing due to physical disability
	All other accepted homeless cases in temporary accommodation provided by the Council (unless matched to a private rented sector offer
	Under-occupying social tenants affected by the social sector size criteria where one bedroom would be released upon transfer
C	All other under-occupying social housing tenants
	Other cases on the physical disability queue who are already in adapted housing
D	<p>All other assessed cases</p> <p>All assessed qualifying cases who have not resided continuously within the Borough for a minimum period of 3 years immediately preceding their application.</p> <p>All assessed cases whom do not satisfy the homeownership, high income and high savings criteria.</p> <p>All assessed cases of social tenants who can apply to their landlord for a transfer but have not done so.</p>

Supported queue

- 4.4.0. The Council maintains a separate queue to provide general needs housing to assist care management processes for those households consisting of, or including someone with a particular need for housing on welfare grounds. Applicants within this queue will include persons nominated by social services under inter-department co-operative working arrangements, persons suffering mental ill health and persons with learning disabilities who require specific support.
- 4.4.1. Households with a mental health illness or disability for whom the Council has accepted a duty under the Housing Act 1996 S.193 (2), subject to an individual assessment, may be added to this queue.
- 4.4.2. The supported queue is open to applicants who are eligible and a qualifying person for allocation where the Council accepts that they require housing with support provided and where they have been nominated to the Housing and Regeneration Department by either social services or other approved partner support agency.
- 4.4.3. Referrals will be made in line with inter-agency agreements agreed from time to time.

Applications

- 4.4.4. Nominations must be made by the relevant nominating agency on the prescribed form and forwarded to the appropriate team. The Deputy Manager in Housing Services or more senior officer may require further information from the nominating agency before approval where inadequate information has been provided.
- 4.4.5. The Council will notify the nominating agency of the outcome in writing following receipt of all necessary information.
- 4.4.6. The nominating agency will be advised of an offer of accommodation at the same time as the nominee.

4.4.7. Applications within the supported queue will be placed into one of two bands (A (highest) or B). Priority between applicants in the same band will be determined by time waiting. Offers will be made in date order from date of entry into the band, subject to suitability considerations and targets within the annual Allocations Plan.

Band	
A	Cases awarded priority rehousing status
	Urgent cases approved by senior management
B	All other cases accepted onto the supported queue

Social care queue

4.5.0. The purpose of the social care queue is to provide housing for families with children or other persons nominated by Adult social services and/or Achieving for Children (AFC) under joint protocol arrangements within the Council.

- 4.5.1. By way of example, nominations may be made in the following situations:
- children leaving the Council's care who have no viable home base but have achieved the necessary stage of readiness and preparation to live independently;
 - cases whose applications for rehousing are supported by social services in furtherance of the Council's fostering policies;
 - parent(s) with a child/children who is/are the subject/s of a child protection plan, where social services considers their present housing to represent a significant risk;
 - a family with a child that needs to move due to requiring specifically designed and/or adapted accommodation arising from learning disabilities and/or difficulties.

4.5.2. All applicants must be eligible and qualifying persons for allocation of accommodation. The final decision on admission to the queue is made by the Deputy Manager or more senior officer in Housing Services. The Housing and Regeneration Department will notify the relevant service in writing of the outcome following receipt of all necessary information.

4.5.3. Applications within the social care queue will be placed into one of two bands (A (highest) or B). Priority between applicants in the same band will be determined by time waiting. Offers will be made in date order from date of entry into the band, subject to suitability considerations and targets within the annual Allocations Plan.

Band	
A	Cases awarded priority rehousing status
	Urgent cases approved by senior management
B	All other cases accepted onto the social care queue

Council's interest queue

4.6.0. For employees of the Council occupying tied accommodation for the better performance of their duties and who are affected by retirement or redundancy, a nomination for an offer of accommodation will be made by the

employing director to the Director of Housing and Regeneration or authorised senior officer. The applicant will be asked to complete an application form and to provide any information reasonably required by the Housing and Regeneration department to verify her or his circumstances and to decide whether she/he is eligible and a qualifying person for assistance and what accommodation would be suitable for her/him.

Annex A

How to contact the Housing and Regeneration department and ombudsman

Senior Officers within Housing Services are detailed below.

General enquiries:

Telephone: 020 8891 7409

Information and Advice Manager

Chantal Kundishora 020 8831 6409

Customer Services & Options Manager

Paula Jameson 020 8871 7821

Casework & Reviews Manager

Sue Brooks-Hunt 020 8871 7835

Head of Housing Services (Allocations and Provision)

Ghazell Nasir 020 8871 6803

Allocations Manager

Gavin Milligan 020 8871 6806

Property Manager

Alicia Thompson 020 8891 7409

You can contact the Local Government Ombudsman at:

Local Government Ombudsman, P.O.Box 4771, Coventry CV4 0EH

Telephone: 0300 061 0614

You can contact the Housing Ombudsman at:

Housing Ombudsman Service, 81 Aldwych, London, WC2B 4HN

Telephone: 0300 111 3000

Email: info@housing-ombudsman.org.uk