Draft Order laid before Parliament under section 189(4) of the Housing Act 1996, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2002 No.

HOUSING, ENGLAND

The Homelessness (Priority Need for Accommodation) (England) Order 2002

Made - - - - 2002

Coming into force in accordance with article 1(1)

The Secretary of State for Transport, Local Government and the Regions, in exercise of the powers conferred on him by section 189(2) of the Housing Act 1996(**1**), having consulted such associations representing relevant authorities, and such other persons as he considers appropriate, in accordance with section 189(3) of that Act, hereby makes the following Order—

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Homelessness (Priority Need for Accommodation) (England) Order 2002 and shall come into force on the day after the day on which it is made.

(2) This Order extends to England only.

(3) In this Order—

"looked after, accommodated or fostered" has the meaning given by section 24(2) of the Children Act 1989(**2**); and

"relevant student" means a person to whom section 24B(3) of that Act applies—

(a) who is in full-time further or higher education; and

(b) whose term-time accommodation is not available to him during a vacation.

Priority need for accommodation

2. The descriptions of person specified in the following articles have a priority need for accommodation for the purposes of Part 7 of the Housing Act 1996.

(**1**) 1996 c. 52. The functions of the Secretary of State under section 189 are, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I.1999/672), article 2, *see* the entry in Schedule 1 for the Housing Act 1996.

(**2**) 1989 c. 41. Section 4(1) of the Children (Leaving Care) Act 2000 (c. 35) substituted new sections 24 to 24C, and section 2(4) of that Act inserted section 23A, in the Children Act 1989.