STATUTORY RULES OF NORTHERN IRELAND

2004 No. 199

HOUSING

The Homelessness Regulations (Northern Ireland) 2004

Made - - - -	*29th April 2004*
To be laid before Parliament	
Coming into operation	*1st May 2004*

The Secretary of State, in exercise of the powers conferred upon him by Article 7A(2) of the Housing (Northern Ireland) Order 1988(**1**) and of every other power enabling him in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Homelessness Regulations (Northern Ireland) 2004 and shall come into operation on 1st May 2004.

Interpretation

2. In these Regulations "the Order" means the Housing (Northern Ireland) Order 1988.

Descriptions of persons who are to be treated as persons from abroad ineligible for housing assistance

3.—(1) For the purposes of paragraph (1)(b) of Article 7A of the Order, the following are descriptions of persons, other than persons who are subject to immigration control, who are to be treated as persons from abroad who are ineligible for assistance under Part II (housing the homeless) of the Order –

(a) subject to paragraphs (2) and (3), a person who is not habitually resident in the United Kingdom, the Channel Islands, the Isle of Man or the Republic of Ireland;

(b) a person whose right to reside in the United Kingdom, the Channel Islands, the Isle of Man or the Republic of Ireland is derived solely from Council Directive No.90/364/EEC(**2**) or Council Directive No. 90/365/EEC(**3**).

(2) The following persons shall not, however, be treated as persons from abroad who are ineligible pursuant to paragraph 1(a) –

(**1**) S.I.1988/1990 (N.I. 23); Article 7A was inserted by Article 137 of S.I. 2003/412 (N.I. 2)
(**2**) O.J. No. L180, 13.7.90, p. 26
(**3**) O.J. No. L180, 13.7.90, p. 28