1987 No. 132

HOUSING

Housing (Houses in Multiple Occupation) (Prescribed Forms) Regulations (Northern Ireland) 1987

Made	*24th March 1987*
Coming into operation . .	*18th May 1987*

The Department of the Environment, in exercise of the powers conferred on it by Article 162 of the Housing (Northern Ireland) Order 1981(**a**) and of every other power enabling it in that behalf, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Housing (Houses in Multiple Occupation) (Prescribed Forms) Regulations (Northern Ireland) 1987 and shall come into operation on 18th May 1987.

Forms

2. The forms set out in Schedule 2 (of which a list is set out in Schedule 1) shall be forms to be used for the purposes of Part VI of the Housing (Northern Ireland) Order 1981.

Sealed with the Official Seal of the Department of the Environment on 24th March 1987.

(L.S.) *R. E. Aiken*
Assistant Secretary

(a) S.I. 1981/156 (N.I. 3)

SCHEDULE 1 Regulation 2

List of Forms

Form No.	
1	Notice to abate overcrowding in a house in multiple occupation.
2	Notice to prevent overcrowding by a new resident in a house in multiple occupation.
3	Notice of intention to serve an overcrowding notice in respect of a house in multiple occupation.
4	Notice requiring information in connection with premises in respect of which an overcrowding notice under Article 102 of the Housing (Northern Ireland) Order 1981 is in force.
5	Revocation or variation of an overcrowding notice in respect of a house in multiple occupation.
6	Direction applying management regulations to a house in multiple occupation.
7	Notice requiring execution of works to make good neglect of proper standards of management.
8	Notice requiring execution of works to render premises reasonably suitable for occupation by the persons or households occupying them.
9	Direction to prevent or reduce overcrowding in a house in multiple occupation.
10	Notice of intention to give a direction to prevent or reduce overcrowding in a house in multiple occupation.
11	Revocation or variation of a direction to prevent or reduce overcrowding in a house in multiple occupation.
12	Notice requiring information in connection with a house in respect of which a direction under Article 112(1) of the Housing (Northern Ireland) Order 1981 is in force.
13	Notice requiring the provision of necessary means of escape from fire in a house in multiple occupation.
14	Notice requiring the provision of necessary means of escape from fire in a house in multiple occupation where part of the house is not used for human habitation.
15	Closing order in respect of part of a house in multiple occupation.

SCHEDULE 2 Regulation 2

FORM NO. 1

HOUSING (NORTHERN IRELAND) ORDER 1981

Article 102(1)(*a*) as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983

Notice to abate overcrowding in a house in multiple occupation

To of ,
being the person appearing [to be the occupier] [to have the control and management] of the premises known as

Strike out words in square brackets if inapplicable

being a house in multiple occupation.

Take Notice that—

(1) it appears to the Northern Ireland Housing Executive that an excessive number of persons [is being] [is likely to be] accommodated in the above-mentioned premises having regard to the rooms available;

(2) in the opinion of the Executive the rooms on the premises described in Schedule 1 are unsuitable to be occupied as sleeping accommodation, and the rooms described in Schedule 2 are suitable to be occupied as sleeping accommodation at any one time by not more than the number of persons therein specified;

(3) you are hereby required to refrain from—

(*a*) knowingly permitting any room to be occupied as sleeping accommodation otherwise than in accordance with this notice; or

(*b*) knowingly permitting such number of persons to occupy the premises as sleeping accommodation that it is not possible, without—

(i) one or more rooms to which this notice relates being occupied as sleeping accommodation otherwise than in accordance with this notice; or

(ii) any part of the premises which is not a room being occupied as sleeping accommodation;

to avoid persons of opposite sexes and over the age of 12 years (other than persons living together as husband and wife) occupying sleeping accommodation in the same room.

SCHEDULE 1

(Rooms unsuitable to be occupied as sleeping accommodation)

SCHEDULE 2

(Rooms suitable to be occupied as sleeping accommodation by not more than the number of persons specified)

Rooms*			Number of persons* *
Dated	19	Signed	
Name in capitals		Office held	

* Special maxima can be prescribed in a case where some or all of the persons occupying a room are under such an age as may be specified

on behalf of the Northern Ireland Housing Executive.

NOTES

A person aggrieved by this notice may, within 21 days from the date of service of the notice, appeal against it to a court of summary jurisdiction. No proceedings may be taken by the Executive to enforce the notice before the appeal has been finally determined or withdrawn.

If no appeal is brought within the 21 days referred to, this notice will become operative. If this notice becomes operative, then any person who contravenes it shall be guilty of an offence and liable on summary conviction to a fine not exceeding £1,000.

On the application of any person who has an estate in the house, the Executive has power at any time to revoke this notice or vary it so as to allow more people to be accommodated in the house. If the Executive refuses such an application or does not notify the applicant of its decision within 35 days after the application is made, or within such further period as the applicant may in writing allow, he may appeal to a court of summary jurisdiction in accordance with Article 102(12) of the Housing (Northern Ireland) Order 1981 as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983. On appeal the court has power to revoke this notice or vary it in any manner in which the Executive might have varied it.

FORM NO. 2

HOUSING (NORTHERN IRELAND) ORDER 1981

Article 102(1)(*b*) as substituted by Article 74(1) of the Housing (Northern Ireland) Order 1983

Notice to prevent overcrowding by a new resident in a house in multiple occupation

To of ,
being the person appearing [to be the occupier] [to have the control and management] of the premises known as

Strike out words in square brackets if inapplicable

being a house in multiple occupation.

Take Notice that—

(1) it appears to the Northern Ireland Housing Executive that an excessive number of persons [is being] [is likely to be] accommodated in the above-mentioned premises having regard to the rooms available;

(2) in the opinion of the Executive the rooms on the premises described in Schedule 1 are unsuitable to be occupied as sleeping accommodation, and the rooms described in Schedule 2 are suitable to be occupied as sleeping accommodation at any one time by not more than the number of persons therein specified;

(3) you are hereby required to refrain from—

(*a*) knowingly permitting any room to be occupied by a new resident as sleeping accommodation otherwise than in accordance with this notice; or

(*b*) knowingly permitting a new resident to occupy any part of the premises as sleeping accommodation if it is not possible, without—

(i) one or more rooms to which this notice relates being occupied as sleeping accommodation otherwise than in accordance with this notice; or—

(ii) any part of the premises which is not a room being occupied as sleeping accommodation;

both to permit the new resident so to occupy any part of the premises and avoid persons of opposite sexes and over the age of 12 years (other than persons living together as husband and wife) occupying sleeping accommodation in the same room.