1983 No. 276

HOUSING

Housing (Right to Buy) (Prescribed Forms) Regulations (Northern Ireland) 1983

Made	*15th September 1983*
Coming into operation . . .	*28th September 1983*

The Department of the Environment in exercise of the powers conferred on it by Articles 21 and 106(1) of the Housing (Northern Ireland) Order 1983(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 (Right to Buy) (Prescribed Forms) Regulations (Northern Ireland) 1983 and shall come into operation on 28th September 1983.

Forms

2. The forms set out in the Schedule shall be the forms to be used for the purposes of Article 7 of the Housing (Northern Ireland) Order 1983.

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 15th September 1983.

(L.S.)

E. A. Simpson
Assistant Secretary

(a) S.I. 1983/1118 (N.I. 15)

SCHEDULE

Form No. 1

HOUSING (NORTHERN IRELAND) ORDER 1983: ARTICLE 7(1). SECURE TENANT'S NOTICE CLAIMING TO EXERCISE THE RIGHT TO BUY

PART A: TENANTS CLAIMING THE RIGHT TO BUY

To: The Northern Ireland Housing Executive

TAKE NOTICE that .....

.....

.....*(Insert full names of tenant(s))*

being tenant(s) of the house or flat known as .....

.....*(Insert Address)*

hereby claim to exercise the right to buy it.

Does the tenant named above, or where more than one tenant is named above at least one of them, occupy the house or flat as his or her only or principal home? .....

(Write YES or NO)

PART B: CONSENT OF ANY JOINT TENANT WHO DOES NOT WISH TO CLAIM THE RIGHT TO BUY

This Part is only to be completed by any joint tenant who does not wish to exercise the right to buy with the joint tenant(s) named in Part A of this Notice, but agrees to them doing so. **THE TENANCY WILL COME TO AN END WHEN THE PURCHASE IS COMPLETED.**

I/We, the undersigned, do not wish to claim the right to buy the house or flat described in Part A of this Notice and agree to the tenant(s) named in Part A exercising the right to buy.

Signature(s)	Full Name(s)	Address(es)	Date

PART C: TENANTS SHARING THE RIGHT TO BUY WITH THEIR SPOUSE AND/OR OTHER MEMBERS OF THEIR FAMILY. *This Part is only to be completed where the tenant(s) named in Part A of this Notice require(s) that a spouse and/or other member(s) of the family of the tenant(s) should share the right to buy. Up to 3 members of a family in addition to the tenant(s) may be named in Part C.*

SPOUSE

Each person named below who—

is the spouse of a tenant named in Part A of this Notice; and occupies the house or flat as his or her only or principal home

is to share the right to buy—

(Insert full name(s))

OTHER MEMBERS OF THE FAMILY (not including the spouse)

Each person named below who—

is a member of the family of the tenant(s) named in Part A of this Notice; and occupies the house or flat as his or her only or principal home; and has lived with the tenant(s) named in Part A throughout the 6 months ending with the giving of this Notice or throughout such shorter period to which the Executive may consent

is to share the right to buy—

(Insert full name(s))

PART D: PERIODS OF SECURE TENANCY (INCLUDING OCCUPANCY OF ARMED FORCES ACCOMMODATION) FOR ESTABLISHING THE RIGHT TO BUY AND ENTITLEMENT TO DISCOUNT

The tenant(s) named in Part A of this Notice spent the following period(s) as tenant(s) (including periods in accommodation provided for a member of the regular armed forces), as set out in Table 1 below:

TABLE 1

To be completed in relation to each tenant named in Part A of this Notice.

A	*B*		*C*	*D*
Name of tenant(s) in Part A claiming the right to buy	Period of tenancy (or occupancy of armed forces accommodation)		Name of landlord (or Branch of armed forces)	Address of House or flat*
	From	To		

**For armed forces accommodation it is not necessary to fill in column D.*

The deceased spouse of a tenant named in Part A of this Notice spent the following periods(s) as tenant, as set out in Table 2 below:

TABLE 2

To be completed only where a tenant named in Part A of this Notice became the tenant on the death of his or her spouse. Where exact dates are not known approximate dates should be given.

Name of tenant(s) in Part A claiming the right to buy	Name of deceased spouse	Period of tenancy		Name of landlord	Address of house or flat
		From	To		

TABLE 3

To be completed only where a tenant named in Part A of this Notice previously occupied the house or flat as a child of the former tenant.

Name of tenant(s) in Part A claiming the right to buy	Date of grant of tenancy	Name of former tenant	Date of cessation of tenancy	Period(s) during which the tenant(s) named in Part A since the age of 16 occupied the house or flat as a child of the former tenant

ADDITIONAL PERIODS RELEVANT FOR ESTABLISHING THE RIGHT TO BUY AND ENTITLEMENT TO DISCOUNT

PLEASE NOTE — There may be additional periods of tenancy (or periods of occupancy of armed forces accommodation) which have not been listed in Tables 1, 2 or 3 above and which may be relevant for establishing the right to buy and the amount of discount. These are described in the Appendix to this Notice.

PART E: TENANTS' IMPROVEMENTS TO BE DISREGARDED FOR THE PURPOSE OF VALUATION

To be completed only if improvements have been made to the house or flat other than by the Executive.

The following improvements to the house or flat have been made by tenants and should be disregarded for the purpose of valuing the house or flat:

Description of improvement	Name of tenant who made improvement*

**If an improvement is to be disregarded for valuation purposes, it must have been one carried out by–*

(a) the present tenant(s); and/or

(b) a previous tenant who held the same tenancy; and/or

(c) any member of the present tenant's family who was the previous tenant of the house or flat under another tenancy immediately before the present tenancy was granted.

PART F: COURT PROCEEDINGS

Is there a court order in existence as a result of which the tenant(s) of the house or flat is/are obliged to give up possession?

_____ *(Write YES OR NO)*

If YES, give the date specified in the order _____

_____

PART G: BANKRUPTCY ETC.

Has any person named in Part A or Part C of this Notice—

(i) a bankruptcy petition pending or adjudication order in force against him or her?

_____ *(Write YES or NO)*

If YES, give the full name of each person concerned _____

_____

(ii) made a composition or arrangement with creditors, the terms of which remain to be fulfilled?_____ *(Write YES or NO)*

If YES, give the full name of each person concerned _____

_____

Is any person named in Part A or Part C of this Notice an undischarged bankrupt?

_____ *(Write YES or NO)*

If YES, give the full name of each person concerned _____

_____