

Report to:	APPEALS COMMITTEE
Relevant Officer:	Mark Towers, Director of Governance and Partnerships (Co-ordination for the review) John Donnellon, Chief Executive, Blackpool Coastal Housing (Written information for the review)
Date of Meeting:	8 May 2017

FAMILY INTERVENTION TENANCY REVIEW

1.0 Purpose of the report:

- 1.1 To consider a request by joint tenants for a review of the decision to issue a Notice of Proceedings for Possession under the provisions of the Housing and Regeneration Act 2008.

2.0 Recommendation(s):

- 2.1 To determine the request for a review.

3.0 Reasons for recommendation(s):

- 3.1 Once an application for a review has been received the application and any relevant representation must be considered by the Appeals Committee.

- 3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

- 3.2b Is the recommendation in accordance with the Council's approved budget? Yes

- 3.3 Other alternative options to be considered:

There are no alternative options as the review must be considered by the Appeals Committee.

4.0 Council Priority:

- 4.1 The relevant Council Priorities are "The economy: Maximising growth and opportunity across Blackpool" and "Communities: Creating stronger communities and increasing resilience".

5.0 Background Information

- 5.1 Family Intervention Tenancies were introduced in the Housing and Regeneration Act 2008 and became available for use on 1 January 2009. Section 297 of the Housing and Regeneration Act 2008 provides local housing authorities and registered providers (RPs) in England and Wales with the power to offer Family Intervention Tenancies. They may do so in circumstances where the tenant is likely to be evicted on the grounds of anti-social behaviour or in the opinion of the landlord could have been so evicted and to support the provision of behaviour support services.
- 5.2 Family Intervention Tenancies are intended to help sustain the delivery of intensive support for the duration of the Family Intervention Tenancy. When a family has completed a support programme a decision needs to be reached between the family, social landlord and partner agencies on the longer term housing needs of the household.
- 5.3 Family Intervention Tenancies fall into the list of excluded tenancies (e.g. those, which are not secure or assured) specified in Schedule 1 of the Housing Act 1985 (for secure tenancies). As such, they are terminable on notice with no need to prove any grounds for termination or possession. Where a Notice of Proceedings for Possession (NOPP) has been issued the responsibility for determining the review falls to this Committee.
- 5.4 Following the service of a Notice of Proceedings for Possession, a request has now been received from the respective joint tenants concerned, for a review to be considered. Details of the requests for a review, together with the report of the Blackpool Coastal Housing are attached at Appendix 3(a).
- 5.5 A review may be undertaken in writing, unless otherwise requested by the tenant. Therefore, all tenants upon whom a notice has been served are requested to indicate whether they wish the review to be conducted in writing or by means of an oral hearing. The joint tenants have indicated that they would like a review and will be in attendance at the meeting, supported by their representative.
- 5.6 The Chief Executive of Blackpool Coastal Housing or his representative will be in attendance.

Does the information submitted include any exempt information?

Yes

List of Appendices:

Appendix 3(a): Review Papers (Not for publication)

6.0 Legal considerations:

6.1 The Head of Legal will be represented at the meeting to advise on policy and procedure only and has not been involved in any of the decisions taken previously.

7.0 Human Resources considerations:

7.1 None.

8.0 Equalities considerations:

8.1 None.

9.0 Financial considerations:

9.1 None.

10.0 Risk management considerations:

10.1 None.

11.0 Ethical considerations:

11.1 None.

12.0 Internal/ External Consultation undertaken:

12.1 None.

13.0 Background papers:

13.1 Exempt.