



Department for
Communities and
Local Government

Mr Graham de Max
Housing Partnership and Strategy
Manager
Nottingham City Council
Loxley House
Station Street
Nottingham
NG2 3NG

Our Ref:
Your Ref:

15 May 2015



Dear Mr de Max,

The Item 9 Credit and Item 10 Debit Nottingham Direction 2015

Please find attached final Item 9 Credit and Item 10 Debit Direction.

The direction permits the use of the housing revenue account for payments to the council's own tenants under the Discretionary Housing Payments scheme and is valid for the financial year beginning 1 April 2015. As previously agreed, the Department will review the effect of the Direction at the end of the year, with a view to extending, or re-issuing it as appropriate, should Nottingham City Council wish to continue to make such payments through the housing revenue account.

Yours sincerely,

Henry Boye



Department for
Communities and
Local Government

The Item 9 Credit and Item 10 Debit (Nottingham) Direction 2015

The Secretary of State in respect of Nottingham City Council, in exercise of the powers conferred by section 87 of and item 9 of Part I and item 10 of Part II of Schedule 4 to the Local Government and Housing Act 1989 and after consulting such representatives of local government and relevant professional bodies as appear to be appropriate, hereby makes the following direction:

Citation, commencement and interpretation

1. This direction may be cited as the Item 9 Credit and Item 10 Debit (Nottingham) Direction 2015 - 2016. It has effect from 1 April 2015 to 31 March 2016.
2. In this Direction :
 - 2.1 the “authority” means Nottingham City Council;
 - 2.2 “DHP” means discretionary housing payments made by the authority pursuant to section 69 of the Child Support, Pensions and Social Security Act 2000;
 - 2.3 “secure tenant” shall have the same meaning as under Part IV of the Housing Act 1985;
 - 2.4 “introductory tenancy” shall have the same meaning as in Chapter I of Part V of the Housing Act 1996;
 - 2.5 “non secure tenancies” shall have the same meaning as in Schedule 1 of the Housing Act 1985
 - 2.6 “formula rent calculation” means the calculation of the formula rent set out in the Commentary on the Formula, Guideline and Limit Rent¹ which accompanied the Housing Revenue Account Self Financing Determinations issued February 2012;

¹ https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/6258/20777571.xls

- 2.7 "HRA" means the housing revenue account as defined by Part VI of the Local Government and Housing Act 1989;

Direction

3. Item 9 Credit

The authority shall carry to the HRA from the General Fund such sums it considers appropriate as repayment of sums debited from the HRA to meet DHP.

4. Item 10 Debit

The authority shall carry from the HRA to the credit of the General Fund such sums the authority has paid as DHP to secure tenants, non secure tenants and tenants under an introductory tenancy of the authority as the authority considers appropriate, provided the payments of the DHP meet the following conditions:

- 4.1 the rent payable by secure tenants, non secure tenants and introductory tenants in receipt of the DHP has been calculated in accordance with the principles set out in the formula rent calculation;
- 4.2 the total amount carried from the HRA shall not exceed 1.5 times the amount of grant paid to the authority for the purpose of making payments of DHP pursuant to an order made under section 70 of the Child Support, Pensions and Social Security Act 2000.



Alison Cremin
for and on behalf of the Secretary of State

11 May 2015