

STATES OF JERSEY

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DRAFT HOUSING (GENERAL PROVISIONS) (AMENDMENT No. 23) (JERSEY) REGULATIONS 200

**Lodged au Greffe on 28th February 2006
by the Minister for Housing**

STATES GREFFE



Jersey

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REPORT

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1. The purpose of this amendment to the Regulations is to put into effect the provision of the new article 7A of the Housing (Jersey) Law 1949 as amended.
 2. The effect of this amendment is to impose local occupancy conditions on any residential unit of accommodation that has been acquired by way of inheritance. The amendment to the Law specified that persons inheriting the land, or any unit of residential accommodation constructed at the time, or in the future, may be occupied by the inheritor. If such property is not occupied by the inheritor, the Law specifically states that the only other occupier must be a person specified in the Regulations. Accordingly this amendment has been drawn up which refers to persons qualifying under Regulation 1(1)(a)-(h), and is consistent with other similar Regulations which relate relating to pre 1949 Company owned property, and property acquired by dégrèvement.
 3. This amendment is not in conflict with the Migration Policy P.25/2005 approved by the States in June 2005 in that these occupancy conditions will be carried forward in any categorisation of property as a result of any changes with the implementation of the Migration Policy.
 4. There are no additional financial or manpower costs involved for the States as a consequence of this amendment.

Explanatory Note

The Housing (Amendment No. 12) (Jersey) Law 2006 amended the Housing (Jersey) Law 1949 so as to insert a new Article 7A into that Law. That Article states that land acquired by inheritance (other than by a body corporate) can only be occupied by the inheritor or by a member of a class of persons, specified in the Regulations, to which the condition inserted by Article 7A is specifically stated to apply.

These Regulations specify that class of persons and that the condition inserted by Article 7A applies to that class.



Jersey

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Made

[date to be inserted]

Coming into force

[date to be inserted]

THE STATES, in pursuance of Articles 14 and 21 of the Housing (Jersey) Law 1949^[1], have made the following Regulations –

1 Regulation 5A inserted

After Regulation 5 of the Housing (General Provisions) (Jersey) Regulations 1970^[2] there shall be inserted the following Regulation –

“5A Application of Article 7A

The condition referred to in Article 7A of the Law shall refer to persons who would be permitted to purchase, take on transfer, or lease on a registered contract lease, land under Regulation 1(1)(a), (b), (c), (d), (e), (f), (g), (h) or (n)(iii) or who would be permitted to lease, other than on a registered contract of lease, any land under those sub-paragraphs as applied by Regulation 1(2).”.

2 Citation and commencement

- (1) These Regulations may be cited as the Housing (General Provisions) (Amendment No. 23) (Jersey) Regulations 200-.
- (2) These Regulations shall come into force 7 days after they are made.

[1] *chapter 18.315*

[2] *chapter 18.315.50*