

Homeless Team  
Future Town Borough Council  
PO Box 558  
Twickenham  
TW1 9RF

20 May 2024

**Section 198 (A1): Referral under the Housing Act 1996, Part 7 as amended by the Homelessness Reduction Act 2017.**

To Future Town Borough Council

**Applicant:** Brian Test

The above has approached us for homelessness assistance and our decision is that:

- They are eligible for assistance.
- They are homeless.

My decision is that they do not have a local connection to this local authority but do have a local connection with your authority. My decision is based on the circumstances assessed as at the date today that I am making this referral.

I am therefore satisfied that the conditions for referring the case to you on the grounds of local connection are met and if it is decided by your authority that the conditions are met, the applicant is then to be treated as having made an application to your local authority for you to decide whether the section 189B Relief duty is owed:

Local Connection Referral Reason	Indicate
<p>Because the applicant is, or in the past was, normally resident in your area, and that residence is, or was of the applicant's own choice.</p> <p>Brian used to reside at 1 Church Terrace, Future Town, FT1 1AB. He shared the property with his friend, Alan Timpson, for more than a year. Even though Brian's name wasn't on the tenancy, he contributed half of the rent directly to the landlord, a fact he can substantiate with receipts. Roughly three weeks ago, Brian vacated the property when Alan moved out to live with his partner. Unable to afford the full rent on his own, Brian chose to leave and has since been sporadically staying at a friend's house in our area. Prior to this address he lived in a private rented property at 27 Atlas Road, Future Town, FT2 3CD for over 4 years.</p>	X
<p>Because the applicant is employed in your area.</p>	
<p>Because the applicant has close family associations who live in your area.</p>	

Because there are special circumstances why the applicant has a local connection with your area.	
The application made to this authority has been made within 2 years of the applicant's acceptance of a private rented sector offer made by your authority under section 193(7AA) to end a duty owed to them.	
The applicant had been placed in this authority's district by yourselves as a result of a previous application for homelessness assistance to you and they have made an application to us for homelessness assistance within 5 years plus the period of time between the date of the previous application and the date the applicant was first placed into accommodation in this district.	
The applicant has a local connection with your district because they were provided with accommodation in your district under section 95 of the Immigration and Asylum Act 1999 and your area is the area where accommodation was last provided.	

I am satisfied that the applicant does not have a local connection with this authority for any of the grounds set out in the table above.

I am also satisfied that:

- a) Neither the applicant nor any person who might reasonably be expected to live with them has a local connection with its district; and
- b) The applicant or a person who might reasonably be expected to live with them has a local connection with the district of the authority to be notified; and
- c) None of them will be at risk of domestic or other violence, or threat of domestic or other violence, that is likely to be carried out in the district of the authority to be notified.

We have reached our decision because I am satisfied that the applicant does not have a local connection with this area but does have a connection with your area. I have applied sections 198 and 199 of Part 7 of the Housing Act 1996 and decided that, after considering their circumstances, that it is reasonable to make the referral of the section 189B duty to the authority where they do have a local connection.

My decision to refer has been taken also after considering the statutory guidance set out in the Homelessness Code of Guidance 2018, and in particular Chapter 10, and the specific advice on referring a case at the relief duty stage contained in paragraphs 10.36 – 10.44. I have also considered the Local Authority agreement as this sets out guidelines for local authorities on interpreting the law on local connection and the procedures for referral between local authorities

I should be very grateful if you would please urgently consider this referral and confirm your acceptance as soon as possible and no longer than the 10 working days set out in paragraph 10.31 of the statutory Code of Guidance.

I have attached a form with the details for the referral. Please consider this in conjunction with the letter attached that has been sent to the applicant setting out why we consider that the conditions for making the referral are met.

Should you have any queries relating to this referral, please do not hesitate to contact me by email or telephone my direct line below.

Yours sincerely

Andy Gale  
ag@anytowndc.gov.uk  
01895 637595



**D ADDRESSES IN LAST 5 YEARS:**

Address:	Dates:	Tenure:
Various addresses in Anytown and Future Town	3 weeks	Friends
1 Church Terrace, Future Town, FT1 1AB	10/04/2023 - 09/04/2024	Friends
27 Atlas Road, Future Town, FT2 3CD	01/01/2019 - 08/04/2023	Private tenancy

**E PRESENT EMPLOYMENT DETAILS IF THE APPLICANT WORKS:**

Present Employer:		Contact Number:	
Address:			
Contact Name:		Job Title:	