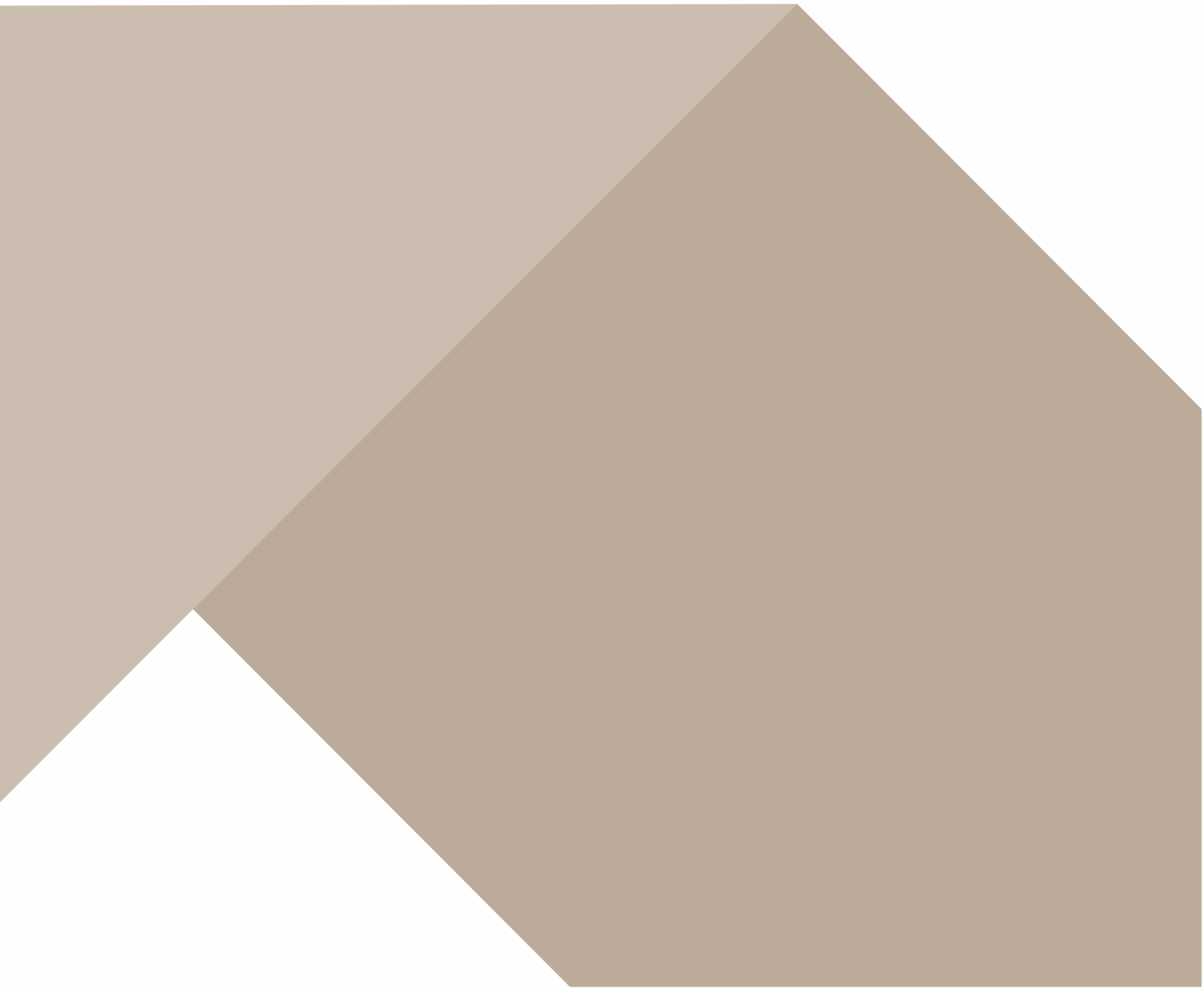


# Housing Information, Advice and Letting Policy Framework



We can produce information on request in large print, Braille, tape and on disk. It is also available in other languages. If you need information in any of these formats please contact us on Freephone 0800 479 7979.

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## Section 1 - Housing Information, Advice and Letting Policy Framework

### 1. Introduction

At Wheatley we want to have a consistent and customer-focused approach to letting homes and providing people with advice and information about their housing options.

We want to make sure our subsidiary RSLs have flexibility to tailor their letting and advice services to local needs and arrangements.

That's why we developed a Group framework in 2018 which sets out clearly the aims and principles we all share at Wheatley when it comes to letting homes and giving people advice. This is what we call our Housing Information, Advice and Letting Policy Framework.

During summer 2022 we undertook a full consultation with our RSL tenants and housing list applicants. The feedback from the consultation was incorporated into our revised Housing Information, Advice and Letting Policy Framework that was approved by Wheatley Group Board in August 2022

### 2. Aims

The aims of this framework are to ensure all parts of the Group:

- let our homes to people who are most in need of affordable housing;
- become a leading provider of tailored housing advice and information;
- support customers to build and own a personal housing plan.

### 3. Key principles

At the heart of how we let homes and provide housing advice is the customer experience. The following key principles underpin this framework:

- simplicity and flexibility;
- consistency of approach;
- focus on housing options;
- start with individual advice;
- customers in control;
- staff thinking differently to find solutions;
- easy access to good housing advisory services.

Alongside the Group-wide framework, we have a model Housing Information, Advice and Letting policy which sets out the detail of how we let homes to people fairly and efficiently. Where possible this is adopted by our subsidiary RSLs.

Where this is not possible, due, for example, to one of our subsidiary RSLs working within a Common Housing Register, where that offers the best customer experience the subsidiary RSL will adapt the policy of the Common Housing Register but still work with their partners to achieve our framework's aims and key principles.

Since the Group operates in many different locations across Scotland, demand for properties varies. In such circumstances, we may use local letting plans to address local issues.

These will be developed with clear aims and objectives; will be time limited and will be reviewed regularly. Local Letting Plans will be monitored by the relevant governance structures and we will report on these on an annual basis and provide information on our websites

#### 4. Building the customer relationship

Our strong customer relationship and listening to the customer voice is key to everything we do at Wheatley and is at the very heart of this framework. We will start building a relationship with the customer from the first contact and will foster positive relationships throughout the tenancy. Here is how we will do this:

- Ahead of taking on a tenancy, we will personalise the content and format of information and advice to suit the customer to help them understand their choices and responsibilities.
- Our customers will have access to their own personalised account to view their service history with us and to track advice and letting outcomes. Their account will travel with them developing a customer footprint. This will allow them to access other services including online payments, support services and reporting repairs.
- They can review their Housing Options at any time and those who prefer to engage face to face or by phone can still do this through their Housing Officer or our 24/7 Customer Hub/First Centre. Customers will be able to access other support services through their life journey by accessing their preferred customer contact point.
- Some customers registered with us are likely to need support and assistance to manage the application process and a tenancy. These customers will be matched to their local housing officer or a housing specialist who will “**walk with**” them through the process.
- Through Housing Options, we will engage partners to address health and social care needs; including NHS, Social Work Services, Care providers, family or representatives. This will support early identification and assessment of support needs and the establishment of self-directed support plans, if required.

- Before customers' move into their new home, we will actively highlight community connections; including libraries, leisure centres, registering with GPs, dentists, health centres and youth groups to actively and better connect people to their new neighbourhoods, using modern technology.
- As a care and support provider we will also promote our internal specialist support services to new and existing customers who have been identified as needing them.
- Our focus will be to create new opportunities through our Wheatley Foundation, where our aim is to bring people into work, volunteering and education. Our focus will be to create new opportunities to do this by including new models that promote intergenerational support and better lives.
- Customer feedback is important to us and will be gathered from the first contact and used to improve services.

## 5. Responsibilities

The Wheatley Group Board is responsible for setting and reviewing the Group Housing Information, Advice and Letting Policy Framework and will also scrutinise group performance.

RSL subsidiaries will be responsible for setting their Housing Information, Advice and Letting Policy and reporting on performance. They will also lead on local engagement and consultation.

RSL subsidiaries participating in Common Housing Registers will also require to take account of Common Housing Register arrangements in their areas of operation.

RSL subsidiaries are responsible for setting and managing local letting initiatives including governance arrangements for any local arrangements agreed by Boards.

## 6. Legal and regulatory considerations

A comprehensive list of related legal, regulatory and good practice guidance has been considered in the development of this Policy Framework. Legislation identifies specific groups that we must give reasonable preference to including:

- social housing tenants who are under occupying their home;
- people who are homeless or threatened with homelessness (including those at risk of harassment or abuse) with unmet housing needs;
- people living under unsatisfactory housing conditions with unmet housing needs, e.g. people whose homes are unsuitable because they are below the tolerable

standard or because the physical layout is unsuitable for health or disability reasons or those living in overcrowded conditions.

This is managed through our model Housing Information, Advice and Letting Policy, where we award priority to reasonable preference groups as defined by law.

The Framework is designed to help us meet the outcomes of the Scottish Social Housing Charter and to meet Regulatory performance standards.

## 7. Equal opportunities

We are committed to providing fair and equal treatment for all our stakeholders, including tenants and will not discriminate against anyone on the grounds of race, ethnic or national origin, language, religion, belief, age, gender, sexual orientation, marital status, family circumstances, employment status, physical ability and mental health. We will positively endeavour to achieve fair outcomes for all.

We will make sure that everyone can apply to join our housing list by providing key information in a number of different languages and formats on request. This includes large print, Braille, audio and Easy-read.

An Equality Impact Assessment will be carried out to ensure any potential negative impact on any protected characteristics groups were minimised and any potential positive impacts were maximised.

## 8. Measuring performance

Our Group Policy Framework aims to deliver sustainable outcomes for our customers. We will monitor our performance via our regular performance reporting mechanisms. For our RSL subsidiaries who participate in Common Housing Registers we will adopt their performance monitoring.

## 9. Complaints and appeals

### 9.1 Complaints

Our aim is to get it right first time. Where customers are dissatisfied with the letting process, we have a Complaints Policy and procedure. The procedure can be used where there is dissatisfaction with this Policy Framework or its operation. Our Complaints Policy is available online on our RSL subsidiary or MyHousing websites. The complaints policy is available as a separate document, and, as with all our policies, can be made available in an audio version, in Braille, in large print or in translation.



## 9.2 Housing Appeals

Customers have the right to appeal an allocation decision. We have an appeals process in place for customers who disagree with the decision reached about their application, for example where:

- the priority awarded does not reflect their need;
- an unfair suspension has been applied or their application unreasonably cancelled; or
- they have been offered a house which they regard as unsuitable.
- permission to sub-let, take in a lodger, assign the tenancy or carry out a mutual exchange has been refused.

Applicants can appeal against any decision made about their application or about any offer of housing we make.

The senior manager will review the decision and inform the tenant of the outcome in writing and the tenant's right to appeal to the Housing Appeals Panel if the refusal is upheld. Staff involved in the original decision are not involved in the appeal process.

The Appeals process is available as a separate document and can be made available in an audio version, in Braille, in large print or in translation.

## 10. Sharing information

We will adhere to the Wheatley Group Data Protection Policy and seek advice from the Group Information Governance Team when needed.

## 11. Reviewing the framework and policy

We will review this Framework every five years or sooner.

# Housing Information Advice and Letting Policy



## Section 2 – Model Housing Information, Advice, and Letting Policy

### 1. Introduction and purpose

This policy should be read in conjunction with the Wheatley Group Policy Framework. The Group consists of a number of housing and a care organisation, namely:

- Wheatley Homes Glasgow
- Loretto Housing Association
- Dunedin Canmore
- Dumfries and Galloway Housing Partnership
- Wheatley Care

There is a significant demand for our homes with customer demand exceeding the supply of properties that become available for let each year. Our turnover is typically less than 10% of our total property portfolio - although demand for homes can vary area by area.

This policy details how we will assess applications and let our homes as part of MyHousing Wheatley's online letting platform. We aim to assess the needs of each applicant, let homes in a fair and consistent way so that available properties are let to those in greatest housing need, while making best use of our housing stock.

Housing need refers to standards that we use to assess an applicant's housing circumstances. We take into account:

- Legal and statutory obligations; homeless households, overcrowding and housing below tolerable standard and under occupation;
- Housing need across the areas we operate in including the needs of disabled people;
- Housing need and demand to inform how we let our homes and where we will build new homes.

Our Housing Lists are managed and applicant's details are kept up to date and accurate through service standards, including:

1. Instant access to our on-line Housing Information, Advice and Letting service;
2. The creation of individual customer accounts on completion and submission of on-line housing applications;

3. The on-line Personal Housing Plans detailing best housing options and any relevant support services available to meet individual needs;
4. Confirmation of change of circumstance requests via our on-line service, in line with our service level agreements;
5. A review of Housing Options, on-line or by appointment;
6. Annual re-registration of housing applications; and
7. 3 monthly reviews of suspended applications.

This approach helps to ensure that the right customer gets the right home and provides us with an accurate reflection of need and demand across the Wheatley Group which helps us inform future services and products.

## 2. Applying for a House

We have an open housing list and, by law, anyone aged 16 or over can apply to register for housing, have their housing needs assessed, and have their application registered.

Applicants can apply on their own, jointly with a partner or with other people aged 16 or over who will be living with them.

**Housing Options** will be the start of the customer journey and underpins our approach to access to housing. This promotes independence, choice and increased housing opportunities by offering tailored and personalised housing advice and information to our customers. This approach identifies when a customer may require support including pre-tenancy support services. We also discuss affordability and the cost of running a home. .

Applying for a house does not mean that every applicant has an automatic right to receive an offer of housing.

## 3. Finding a Home

We will help customers to build a Personal Housing Plan, giving honest advice of their chances of securing a home with us, and advise on how best to maximise their chances of success by making it easy for customers to complete an online Housing Application form using their preferred channel of communications including online, with assistance available by web-chat, through our 24/7 Customer First Centre, or at home with a housing officer.

Customers will be able to make notes of interest for available properties in their priority housing band or those advertised as Fast Lets as soon as they submit their completed application form to us and provide any relevant supporting information – this can be the same day for on-line applicants – we aim to follow up incomplete forms/need for further

information within 5 working days with customers notified of their outcome including the band which best reflects their priority for housing.

Our policy aims to place those in greatest need in Band A with next priority need Band B, then C and so on. The use of these priority Bands enables us to achieve letting ratios based on demand, local needs, letting trends and weighting afforded to priority bands as defined in law.

### Common Housing Registers and Local Authority Nomination Agreements

We will provide access to Common Housing Registers (CHR) with Local Authorities and other RSLs where they operate. This extends customer choice and access to housing beyond our Group.

Customers expressing an interest in a number of areas, where a CHR is in operation may require to complete a further housing application to meet individual CHR requirements.

Some of our newer developments within our portfolio are tied to Strategic Agreements with Local Authorities, because of funding arrangements established at the time properties were first built. This requires us to seek a percentage of nominations from the relevant local authorities own housing list, when properties become available.

### Registration Process

The quickest way to register with us is on-line. This provides customers with instant access to properties that are available for let and enables them to express an interest immediately once their application form has been accepted as fully completed.

In terms of finding a home, the registration date or the date that applicants are awarded a priority housing band, is important. It is used in the selection process to ensure that the applicant who has the longest award date is selected and offered the next available home first in their priority banding. The only exception to this is when an applicant moves to another priority band following a change of circumstances or assessment. The date the customer moves to this new band is the effective award date for these new circumstances.

Once registered with us customers will receive and have access to:

- A welcome pack, registration details; including how to access available properties and place notes of interest to make finding a home as simple and easy as possible;
- An individual My Housing Account on completion and submission of their housing application; which incorporates a Personal Housing Plan.

- Other relevant information such as guidance on ways to pay rent and our wraparound support services.

Available properties are advertised on-line. Help and support is also available via our 24/7 Customer First Centre Existing tenants, who are seeking a transfer, will be registered automatically with a National Mutual Exchange scheme at no cost.

#### 4. Our Housing List

Our Housing List is divided into 9 Bands and each housing application is assessed according to individual circumstances and awarded a priority Band.

We operate a hierarchy across Bands with our Strategic Band A being the highest priority, then B and so on. Customers with multiple housing needs will be placed in the highest priority band for their needs. An applicant will be placed in one Band only.

Our specialist housing for those who require our livingwell service is advertised separately in our livingwell band.

To achieve Group and local objectives, a percentage of homes each year will be assigned to each band based on demand, local needs, letting trends, strategic commitments and weighting afforded to priority groups as defined in law.

Priority housing need is as follows and explained in more detail below:

- Band A: Strategic
- Band B: Homeless
- Band C: Prevention of Homelessness
- Band D: Other Reasonable Preference
- Band E: Making Best use of our Housing Stock
- Band F: No Housing need
- Band G: Local Authority Nominations
- Band H: Direct Lets to 3rd party organisations via lease or support protocols
- Livingwell

Applicants are then prioritised within their individual Bands by effective registration date or date of award.

Priority awards will be reviewed regularly and can be removed if a customer is not making notes of interest in properties or accepting offers of accommodation that we believe meet their needs.

All available properties are advertised via our Choice Based Letting system, with the exception of our Strategic Band A and Homeless Band B where customers are directly

matched to suitable properties that meet their needs, as and when they become available

Table 1 – Priority Housing Bands

Housing Need	Band	Category	Definition
<b>Strategic</b>	<b>A</b>	Demolition/regeneration Programme	Tenants of one of our RSLs where a Board decision has been made to demolish or clear the property as part of a regeneration programme
		Exceptional Housing Need	<p>People who have an exceptional level of housing need that is so unusual, it is not captured within this policy, who require to be rehoused urgently.</p> <p>Due to the unusual nature of these cases they will be minimal, representing a very small proportion of lets.</p>
		Management Transfer	<p>For our tenants only - Extreme and very urgent circumstances requiring supporting evidence from Police Scotland or another recognised agency, including Social Work. Authorised by Managing Director or equivalent staff member.</p> <p>This includes Domestic Abuse.</p>
		Return to Community	For our tenants only - reflecting the urgency of these cases includes applicants who are unable to return home from hospital due to property type; who are delayed discharge or in an

Housing Need	Band	Category	Definition
			<p>intermediate care setting. Restricted patients as defined by the Management of Offenders etc. (Scotland) Act 2005. (Restricted patients do not need to be existing tenants to be awarded this priority)</p>
		<p>Community Sustainment/Local Move</p>	<p>This is to alleviate housing need and make best use of our housing stock at a local level.</p> <p>Senior Manager will approve this award to a “like for like” property e.g. tenement to tenement, with the exception of Livingwell products where older customers can move or downsize within an area to a different property type e.g. a customer moving to a Livingwell home in the local area freeing up a larger home.</p> <p>Customers must have a clear rent account for 3 months and a good tenancy history. This move will assist with Community Sustainment.</p>
<p><b>Urgent</b></p>	<p><b>B</b></p>	<p>Statutory Homeless</p>	<p>Applicants assessed as Statutory Homeless by the Local Authority where a formal referral has been made to Wheatley Group under the relevant legislation.</p>



Housing Need	Band	Category	Definition
			<p>Existing statutory homeless customers who have been residing in temporary accommodation for over 12 months can apply for the temporary accommodation to be made permanent. MAPPA cases can be considered but without a time limit.</p> <p>Refugees who are part of the vulnerable person's resettlement scheme will be eligible to apply for their temporary furnished accommodation on a permanent basis after completing a full 6 months in the temporary accommodation.</p> <p>Please note: Applicants who are sofa surfing and are homeless will be deemed statutory homeless by Local Authority in terms of the Homeless Persons Legislation. This is different from someone sleeping on a couch in the family home. These cases will be dealt with as overcrowded within the family home and not as homeless.</p>
		Young Care Leavers	Applicant who is leaving care or a young offender's institution. These cases are managed via the Care Leaver's

Housing Need	Band	Category	Definition
			Protocols with Local Authorities where we operate.
<b>Prevention of Homeless</b>	<b>C</b>	Separating Partners	Our tenants only: Tenant, Joint Tenant or Partner whose relationship has broken down.  Customer will be considered for suitable or equivalent accommodation e.g. tenement to tenement.
		Affordability	Our tenants only: Tenants who are experiencing severe financial difficulties and would benefit from a move to alleviate financial difficulties.  If in arrears customers must adhere to agreed repayment arrangement for 12 weeks before application will be accepted.  Local Housing Allowance cases will be considered within this band.  This band should be used as a pathway preventing homelessness.
		Community Care	Applicants who are leaving residential settings who can live independently with a level of support and who are not Wheatley Subsidiary tenants  To support the personalisation agenda - a

Housing Need	Band	Category	Definition
			<p>Support/Care Plan is required with a named Care Manager.</p> <p>This Band will include return to Community for non-Wheatley Group RSL customers.</p>
		Armed Forces	<p>Applicants serving in the Armed Forces – can apply one year prior to honourable discharge &amp; 6 months after. Must have completed either 3 year service or 1 full tour of duty.</p> <p>This priority is also for surviving spouse/partner or a non-dependent child (16+ of a deceased Forces Personnel (either serving or served within last 6 months)</p>
		Tied Houses	Applicants leaving a tied house as a result of retirement or redundancy.
<b>Other Reasonable Preference</b>	<b>D</b>	Overcrowding	Applicant in a property that is too small as defined by this Policy, Section 4, table 2.
		Under Occupation	<p>Applicant in a property that is too big as defined by this Policy, Section 4, table 2.</p> <p>(This only applies to social landlord tenants).</p>
		Below Tolerable Standard	Applicant living in a property that has been deemed as Below Tolerable Standard –

Housing Need	Band	Category	Definition
			confirmation from Local Authority is required.
<b>Making Best use of our Housing Stock</b>	<b>E</b>	Health & Housing Need	Applicant who has an illness, disability or health condition that would be alleviated if they moved to a specific house type.
		Health & Housing Need Dispersed	Applicant (or household member) who has a health and well-being need that requires low level adaptations or amenity such as a secure garden to alleviate a non-mobility medical condition e.g. autism.
		Providing or Receiving Support	Applicant requires support to live independently or provides practical support to a relative requiring care. Relevant up-to-date (within 6 months) supporting documentation required.
<b>No Housing Need</b>	<b>F</b>	No housing need / aspirational move	<p>No housing need or applicants/tenants who are looking to move to a different property, house type or location.</p> <p>Housing Options are available in applicants Personal Plans. Personal plans can provide information to help applicants determine the best option depending on their individual</p>

Housing Need	Band	Category	Definition
			circumstances, including MMR, Private Rented Sector or shared equity.
<b>Local Authority Nomination Agreements</b>	<b>G</b>	Nominations	Nominations received from Local Authorities housing lists.
<b>Lets to Organisations</b>	<b>H</b>	On request	From time to time we are approached for properties by organisations providing care and support to vulnerable customers. These will be considered where they meet our strategic objectives and can demonstrate positive outcomes for customers i.e. the provision of temporary accommodation for homeless households.
<b>Specialist Housing</b>	<b>Livingwell</b>	Livingwell and Livingwell 55+	Applicant who meets the requirements for Livingwell products  An up-to-date, within 6 months, Housing Options Livingwell assessment is required.

## 5. The Bands explained

This section explains how awards are made against the assessment criteria, by category, within each Band.

Priority Bands also reflect the reasonable preference groups as set out in the Housing (Scotland) Act 2014.

Band A - Strategic Needs

Customers placed in this Band will be **directly matched to suitable properties that meet their needs and** will be contacted by the Housing Officer.

Applications will be held in date order from date priority awarded or registration date, as applicable. A Senior Manager will award this priority with the exception of Exceptional Housing Need and Management Transfer cases where the award will be made by a Managing Director or equivalent staff member.

Customers awarded Band A priority will be advised that they will be made **one** offer of alternative suitable accommodation within specific areas/sub –areas and then priority may be withdrawn.

Cases not housed will be reviewed within 12 weeks and the priority may be removed if a suitable property has been refused. It may be necessary to have a housing options review meeting with the customer to widen their choices to different sub-areas where there is increased turnover. These cases will be robustly managed and monitored.

This is the highest priority awarded to meet **emergency** or **exceptional housing need** as quickly as possible. When placed in this Band applicants are being given priority over other types of housing applicant because of the serious or very urgent circumstances that they are facing. This Band includes:

- **Demolition/regeneration programme**  
People who require leaving their existing tenancy with us as a result of a Board decision to demolish the property.
- **Exceptional Housing Need**  
People who have an exceptional level of housing need that is so unusual, it is not captured within this Policy, and require to be rehoused urgently. Due to the unusual nature of these cases they will be minimal, representing a very small proportion of lets. Each case will be looked at on its own merit and we will look for recent supporting evidence.
- **Management Transfer**  
This is for our tenants who have exceptional housing need **and not an aspirational need** e.g. witness protection for domestic abuse cases. This will be to equivalent housing; e.g. flat to flat; block type to block type.

*Domestic abuse is "Any form of physical, verbal, sexual, psychological or financial abuse which might amount to criminal conduct and which takes place within the context of a relationship. The relationship will be between partners (married, cohabiting, civil partnership or otherwise) or ex-partners. The abuse may be committed in the home or elsewhere including online".*

Each case will be looked at on its own merit.

### **Return to Community**

This category is for existing tenants only and is for customers with complex health or social care needs i.e. applicants who are unable to return home from hospital or intermediate care settings due to current property type being unsuitable for their needs.

- It is also for restricted patients, as defined by the Management of Offenders etc. (Scotland) Act 2005 who are returning to the community.

These cases are dealt with on a one- to- one basis to support independent living. Relevant recent evidence, within 3 months, is required including the care and support need assessment and resettlement plan with a named Care Manager contact.

- **Community Sustainment / Local Move**

A local move can be used to alleviate housing need at a local level and to make best use of our housing stock. It will also help us to meet the aim of sustainable and balanced communities. It is for equivalent property only – “like for like stock” e.g. tenement to tenement, semi-detached to semi-detached in the local area. The only exception to this is where a customer has been assessed as requiring Livingwell

An example would be a customer living in a top floor flat requiring ground floor accommodation. A local move could be used to move the customer to the ground floor leaving a property available for re-let.

Customers must have had a clear rent account for 3 months and a satisfactory tenancy history.

### **Band B – Urgent Housing Need**

Customer applications in this Band will be matched to properties we pass to the Local Authorities.

The properties we pass will be determined by our MyHousing allocations system which ensures a fair distribution of size and type across our Bands based on our letting commitments to each Band

Customers awarded this priority will be advised by their homeless caseworker that they will be made **one** offer of alternative suitable accommodation within specific areas/sub –

areas and then priority may be withdrawn. Any decision relating to their priority being withdrawn will be made by the Local Authority homeless casework team

This Band includes:

- **Statutory Homeless applicants**

People who have been assessed by the Local Authority as homeless or threatened with homelessness; including refugees, and vulnerable and in urgent housing need.

Local Authorities retain the statutory responsibility for determining homelessness and all applicants who consider themselves homeless or threatened with homelessness should seek a determination from their local authority.

Prior to accepting a Section 5 Referral, as set out in the Housing (Scotland) Act 2001. We would expect the Local Authority to share the applicant's Care /Support/Resettlement Plan.

Some of our partner Local Authorities will also make homeless referrals through agreed nomination processes.

- **Housing First**

We are already leading on Housing First having taken part in the initial pilot in Glasgow. As Scotland's largest Housing and Care provider we are in a unique position to contribute to this national policy agenda. We are committed to playing our part and have adapted our policy to meet our commitment to the Housing First approach. We will participate in a range of partnerships to deliver the best outcomes for rough sleepers. We have committed to creating 500 Housing First tenancies by 2026.

- **Young Care Leavers**

This is for a young care leaver or young person leaving a young offender's institution. These cases are managed via the care leaver's protocol on a case by case basis. We will participate in relevant protocols for Care Leavers across the Local Authorities where we operate.

- **Temporary to permanent accommodation**

Existing statutory homeless customers who have been residing in temporary accommodation for over 12 months can apply for the temporary accommodation to be made permanent. MAPPA cases can be considered but without a time limit.

Refugees who are part of the vulnerable person's resettlement schemes will be eligible to apply for their temporary furnished accommodation on a permanent basis after completing a full 6 months in the temporary accommodation.



- **Other Homeless Groups**

Applicants who are sofa surfing and are homeless will be deemed statutory homeless in terms of the Homeless Persons Legislation by the Local Authority. This is different from someone sleeping on a couch in the family home. These cases will be dealt with as overcrowded within the family home and not as homeless.

We may require to bypass people on the Housing list if there is a public protection issue. We will not contact customers where we have made the decision to bypass them due to a public protection issue but will have a full record for audit purposes.

## Band C – Prevention of Homelessness

Customer Applications in this Band will be held in date order from the date on which priority was awarded or registration date as applicable

These cases will be approved by a Housing Officer and will be held in date order according to the date the priority is awarded. If in arrears, it is best practice that a repayment arrangement is in place for 12 weeks before a tenant can be considered for this award.

Priority awards will be reviewed regularly and can be removed if a customer is not making notes of interest in suitable or equivalent properties advertised that we believe meet their needs.

Recent supporting evidence dated within 12 weeks may be required to support an application. An example includes evidence of Debt or Money Advice intervention and mandate from the customer to make interventions and enquiries on their behalf to get the right support in place.

This Band includes:

- **Separating Partners**

This category is for our tenants only including sole tenants, joint tenant or partner whose relationship has broken down. The award is for suitable or equivalent accommodation of their existing home e.g. tenement to tenement, block type to block type.

- **Affordability**

This category is for our tenants only and for tenants who are employed and in financial difficulty and are struggling to pay their rent where a move would alleviate financial difficulties.

Applicants are likely to be in larger accommodation and require a move to a more financially viable option

- Local Housing Allowance applicants can also be considered on a case by case basis
- **Community Care**  
Applicants who are leaving residential settings including care settings, who can live independently with a level of support are placed in this category. This will be a planned move managed by a Care Manager.

A Support Plan will be in place and is required to support an application.

- **Armed Forces**  
Applicants in this category must have served or be serving with one of the recognised British Ministry of Defence Armed forces. Evidence will be required to support this and will only be awarded to armed forces personnel:
  - With less than one full year to honourable discharge, or
  - Honourably discharged from one of the armed forces within the previous 6 months of applying for housing;  
**and**
  - Have completed 3 years fixed term contract or have completed one full tour of duty or have been or about to be discharged on medical grounds;
  - Be the surviving spouse/partner or a non-dependent child (16+ of a deceased Forces Personnel (either serving or served within last 6 months);
- **Tied Housing**  
This category is awarded to those leaving tied housing as a result of retirement or redundancy. Evidence is required from the current/last employer.

Separating partners from tied housing will be referred to the relevant Local Authority and be dealt with under homeless legislation.

#### Band D – Other Reasonable Preference

**Customer Applications in this Band will be held in date order from date on which priority was awarded.**

When placed in this Band applicants are being given reasonable preference priority over other types of housing applicant because they can demonstrate that they have a housing need as defined in law.

- **Overcrowding and under occupation**

Both overcrowding and under occupation of a home is considered as a housing need.

The legal definition of overcrowding and under occupation of a home is defined in law and tells us the criteria for the number of people who is expected to live in a home. This is based on the number of rooms, the size of the rooms and the ages of the people who live there. In law rooms that are counted include living rooms and bedrooms but not the kitchen or bathroom.

There are three situations where overcrowding is allowed - natural growth, temporary overcrowding and licensed overcrowding. Our occupancy standard exceeds the criteria set out by law as it:

- Excludes the living room as being viewed as suitable for use as sleeping accommodation; and
- Consider that as soon as a child reaches 10 years of age, overcrowding will be awarded if the child has no separate bedroom; and
- Consider that children of different gender under 10 can share a bedroom.

The criteria for the number of people expected to reside in our homes is set out at table 2 below.

We take into account the size of property which is the number of bedrooms each applicant's household needs. We will only consider children who are **living permanently** with the applicant when assessing bedroom requirements. This will include joint custody arrangements **and** access arrangements where the applicant is noted as a parent on the child's birth certificate.

Where an applicant is fostering, adopting or a kinship carer with residency, we consider children to be permanently living with the household and where appropriate will award a separate room for each of the fostered or adopted child/children. The overcrowding category will be awarded when the applicant can evidence that the arrangements have been agreed through a Local Authority panel, and they have been accepted as an adopter, foster carer or kinship carer.

**Under occupation is calculated on the same basis but only applies to Social Landlord tenants.**

Customers who have chosen to under-occupy a property will not be awarded under-occupation priority unless they can demonstrate a material change in household composition from their original application. These customers' will be offered alternative options, including enrolment in our mutual exchange scheme.

We aim to have an active downsizing programme focused on proactively encouraging our tenants who live in larger homes to move to more suitable accommodation, where appropriate. We may assist with reasonable costs for removal, decoration and carpets where the move will benefit someone on our housing list.

An applicant can apply to move to other housing that does not reduce their overcrowding but may alleviate another housing need e.g. a social or aspirational need. Awards for overcrowding will not be granted in this instance.

**Table 2 – Criteria for determining the number of bedrooms required**

Bedroom Requirements
<p>1 bedroom for :</p> <ul style="list-style-type: none"> <li>Applicant / applicant &amp; partner</li> <li>Single adult (aged 16 and over)</li> <li>Any child 10 years of age and over</li> <li>Any two children under 10 years of age</li> <li>Any other couple / partners</li> </ul> <p>Two adults of the same sex can share a bedroom where they prefer this.</p>

Table 3 is a general indication of the number of bedrooms that different households need and the size of property they can apply for:

**Table 3 – Number of Bedrooms by Household Description**

Household Description	Size of property (Number of bedrooms)
Single person / couple	Bedsit, 1, 2
Couple / single parent with one child or two children under 10.	2
Couple / single parent with two children where one is under 10 and one is 10 or over.	3
Family with up to 4 children under 10	3
Family with 4 children	3 or 4
Family with 4 adult children	4 or more

For larger family compositions we will calculate the size of property required applying the bedroom requirement criteria in table 2 above.

We understand modern living and the wish by some households to have an extra room, to meet this we may apply discretion to go up and down one room, where the resulting allocation will alleviate the applicant's present housing circumstances and make best use of our housing stock.

We will also register applicants with a National Mutual Exchange Scheme to try to secure a suitable home.

- **Below Tolerable Standard**

Applicant is residing in a property that has been deemed as below tolerable standard by the Local Authority. Recent evidence from the Local Authority is required to be awarded this category. These applications will be held according to the date the housing application and all supporting documentation has been provided.

## Band E – Making Best Use of our Housing Stock

We seek to accommodate the needs of applicants with disabilities. We routinely provide specially adapted housing and as such have a stock of adapted properties including houses for wheelchair users.

We work closely with local authorities and partner agencies to ensure that we are creating housing that meets the needs of those who consider themselves to have a disability and meet the terms of the Disability Discrimination Act by building new housing to the Scottish Governments Housing for Varying Needs Standards.

In some circumstances it may be more appropriate to consider adaptations to the existing home. This will be considered during the application stage and confirmed in writing by the local Housing Officer.

Priority awards will be reviewed regularly and can be removed if a customer is not making notes of interest in suitable properties advertised that we believe meet their needs or has refused offers of suitable housing.

Mutual exchange will be considered as a viable option where applicable.

Applicants will be placed in the appropriate Health and Housing Need category. Homeless Households who also have a health and housing need will be considered first for any property that meets their needs and placed in this band from the date the homeless application was accepted. When selecting for a house the queue will return with Homeless customers then those in Band E, in date order, from the date priority Band E is awarded. When a property becomes available that is suitable for customers in this

banding they will be automatically be considered and matched. The successful applicant will then be contacted by a Housing Officer.

It may be necessary to have a six month housing options review meeting with customers to discuss extending their choices to other areas/housing providers to increase their chances of success based on housing turnover. Following this discussion this priority may be withdrawn if it is clear that we cannot meet the applicant's aspirations and they will be signposted to alternative housing solutions.

This Band includes:

- **Health and Housing Need**

Applicants who have an illness, health condition or disability that would be alleviated if a move to a specific house type would improve their quality of life.

The focus of the assessment is **not** on the health condition or disability itself but the **impact** that it has on the customer's ability to manage in their home.

- **Health and Housing Need Dispersed**

Some customers require a particular amenity that is not related to the design of a property. An example of this is when a family who have an autistic child as part of a household require a home with a secure garden to meet the particular needs of their child. We would award a priority for a house with a garden.

A further example could be a customer with post-traumatic stress disorder who may require a house with no neighbours living above them. We may award a priority for an upper flat house.

Recent medical evidence, within 6 months, is required in these cases and each case will be assessed based on housing need and turnover of properties for specific areas. For this award, the customer will be advised of the areas they will be considered for

- **Providing or Receiving Support**

This category is to provide help to a person to live independently or to satisfy caring arrangements or to receive help to live independently.

The reasons for applying will be required to be evidenced with recent supporting documentation within 6 months.

Band F - No Housing Need

## **A small percentage of our available homes will be let to Band F applicants including our Fast Lets Service.**

At the heart of our Policy is the customer experience and we want every contact to feel personal for customers – a significant number of people who contact us for information and advice about how best to access social housing are already deemed to be adequately housed but still have aspirations to secure alternative housing.

Customers placed into Band F may find that their best housing solution is another product that is not likely to be social housing and will be advised, that based on current circumstances, they will be unlikely to access social rented housing with us and other options should be explored. Through our Personal Planning process, we will provide customers with housing solutions to maximise their chances of securing an alternative to social renting including mid-market or full market homes through our Lowther subsidiary or alternative housing solutions with other housing providers including the Private Rented Sector and home ownership.

Customers will be advised that if circumstances change then their application will be reviewed. Customers can remain on the register and will be contacted annually to re-register their application.

### **Band G – Nominations**

We have Nomination Agreements with Local Authorities in areas where we operate. We will accept nominations from Local Authorities in line with individual Strategic Agreements. We aim to revisit and review all Nomination Agreements with Local Authority partners every five years.

We will publish nomination outcomes on an annual basis.

### **Band H – Lets to other organisations**

These arrangements are considered on request.

From time to time we are approached for properties by organisations providing care and support to vulnerable customers. These will be considered where they meet our strategic objectives and can demonstrate positive outcomes for customers. This includes the provision of temporary accommodation for homeless households.

### **Band - Livingwell**

- **Livingwell**

This was previously known as sheltered and very sheltered housing.

This category is for applicants who are 55 years of age and over and have one of the following needs:

- A current medical, social, safety or particular housing need that could be met by livingwell services within a particular housing development:
- or
- Leaving a larger property (that would make best use of current housing stock) and livingwell services would benefit them.

A recent Livingwell Assessment, within 6 months, is required to ensure housing need for this property type and to ensure a clear understanding of the role and benefits of the Livingwell Co-ordinator and services they provide.

Applicants who demonstrate a health need under 55 may also be considered for Livingwell services There will be a charge for Livingwell services which will be eligible for Housing Benefit.

- **Livingwell 55+**

This was previously known as amenity housing. This category is for applicants who are 55 years of age and over seeking to live alongside other customers with similar needs.

Applicants who demonstrate a particular health need under 55 may require this amenity and will also be considered for Living Well 55 + housing services e.g. learning disability.

## 6. Other Policy Considerations

### 6.1 Owner occupiers

We will consider property ownership as part of assessing an applicant's housing needs and their circumstances and take into account the ownership and/or value of heritable property owned by the person applying for housing in accordance with Section 5 of the 2014 Act, by a person who normally lives with the applicant, or by a person who it is proposed will live with the applicant.

Relevant guidance from the Act includes:

Heritable property will include land, as well as anything built on land, and can be property currently owned, or that has previously been owned, in Scotland, the rest of the UK or abroad. This means that if the applicant, or a current or future member of the household, currently owns land or property or previously owned land or property, this can be taken



into account when deciding on the applicant's priority for the allocation of social housing. This applies to existing tenants as well as new applicants.

We will not take into account property ownership in the following circumstances:

- In cases where the property has not been let, but the owner cannot secure entry to the property. This could, for example, be where it is not safe to enter the property due to severe structural faults or where there are squatters living in the property;
- Where it is probable that occupying the property will lead to abuse from someone currently living in the property or from someone who previously resided with the applicant whether in that property or elsewhere;
- Where occupation of the property may endanger the health of the occupants and there are no reasonable steps that can be taken by the applicant to prevent that danger.

We will look at each case individually and supporting evidence will be required before an applicant is admitted to the Housing List.

## 6.2 Non UK Nationals, Asylum Seekers and Refugees

Non UK Nationals are expected to provide all necessary documentation to show they have a right to reside in the UK before an application for housing is accepted. They may make an application for housing however they will not receive an offer of housing until they satisfy legislative requirements with the correct documentation.

Migrants have differing rights to social housing according to their immigration status. Whilst we welcome applications from those looking to live, work or study in the UK we will ensure the applicant is not subject to immigration control and has an entitlement to a Scottish Secure Tenancy. These applicants require to demonstrate that they have a 'right to reside' (can legally live here) and are 'habitually resident' (this is the place where you normally live) in the UK, the Channel Islands, the Isle of Man or the Republic of Ireland.

Upon arrival in the UK, most asylum seekers are entitled to housing whilst their asylum claim is processed. This housing is separate from mainstream social housing provision and is provided from The Home Office under current COMPASS contract.

Asylum seekers generally have no right to work in the UK and cannot access mainstream benefits.

Whilst the Wheatley Group Subsidiaries will accept waiting list applications from those customers' seeking asylum, they will not receive an offer of housing until their refugee status is confirmed by the Home Office.

Refugee status is awarded to a person whom the Home Office recognises as a refugee as defined by the 1951 UN Refugee Convention. In the main a refugee has the same housing rights as a UK national.

We normally accept applications from refugees via the statutory homeless route Band B and these customers are given reasonable preference on our housing list as defined by the Housing (Scotland) Act 1987 and the Housing (Scotland) Act 2001.

## 7. Multi Agency Public Protection Arrangements

Multi-Agency Public Protection Arrangements (MAPPA) were introduced as a result of the Management of Offenders etc. (Scotland) Act 2005. Work to implement these arrangements is led by responsible authorities: Police Scotland, Criminal Justice, Social Work and Health.

Subsidiaries of the Wheatley Group will meet their statutory obligations on information sharing as an agency with a duty to co-operate by working with partner organisations when considering the housing requirements of any person managed under MAPPA.

This is to support the responsible authorities in managing risks posed by sex offenders, violent offenders and mentally disordered restricted patients.

## 8. Advertising and Letting our Available Homes

Each year we review the percentage of lets awarded per priority banding to ensure that we reflect strategic and statutory priorities and demands of the communities we serve. Any variations to these percentages may be set by Group Subsidiaries based on local needs and requirements. Robust performance and Governance arrangements will be in place.

In some circumstances we may need to let our homes in a different way, as demand for properties varies. In such circumstances we will use Local Letting Plans to address local issues.

Table 4 provides a forecast of how we expect to allocate our homes as a percentage of available stock, per Band, for 2022/23. Weightings will be reviewed annually and the number and percentage of lets realised per band will be published and may be influenced by participation in Common Housing Registers (CHRs).

**Table 4 – Letting Forecast 2022/23**

<b>Band</b>	<b>Description</b>	<b>Percentage</b>	<b>Parameters</b>
Band A	Strategic Needs Band Community Sustainment	5 %	Balanced Communities
Band B	Statutory Homelessness Young People Leaving Care Housing First Temporary Accommodation to permanent homes for homeless households	60%	Determined by Local Housing Strategy and Local Authority Letting Plans  Determined by Housing First priorities
Band C	Preventing Homelessness; Wheatley Group affordability, Wheatley Group Separating Partners, Community Care, Leaving British Armed Forces and Leaving Tied accommodation	5%	
Band D	Reasonable preference – overcrowding, under occupation, BTS	25%	Determined by Legislation
Band E	Health and Housing need, , providing or receiving Support	5%	
Band F	No Housing need	0%	Customers advised no likelihood of securing a Social Rented home – other options/solutions explored
Band G	Nominations	Void led	Local Authority or RSL nomination requests where we have them.
Band H	Non-standard lets to organisations	On request	From time to time we are approached for properties by

Band	Description	Percentage	Parameters
			organisations providing care and support to vulnerable customers.
Livingwell	Livingwell properties	Void led	These properties are void led and advertised to applicants eligible for this property type

## 9. Selecting Applicants

We will be fair in the way we select applicants and let our available homes. Once the closing date for adverts has been reached, all valid notes of interest are processed and selection for individual properties will take place. This will be done by shortlisting all suitable households who have noted an interest in an advertised property.

All households who meet the advert and shortlisting criteria will be ranked according to their priority. Applicants awarded the Band that the property is advertised to will be considered first and if there is no suitable applicant from the advertised band, the property would re-advertised.

Applicants in Band A and Band B will be directly matched to properties that meet their needs and make the best use of our housing stock.

## 10. Fast Lets Service

Where a property has been advertised and there is no demand from any of our applicants with an identified housing need the property status will be updated to a Fast Let. These properties will be available to all groups through our Choice Based Letting service.

Fast Let Adverts will be closed when an offer has been accepted. The selection will be made on a first come first served basis.

## 11. Offers of Housing Verification Process

Successful applicants will receive an offer subject to satisfactorily completing the verification process. This involves checking an applicant's details to ensure that the offer of housing is appropriate. If the information is not correct, the details are updated and this may result in any offer of housing being withdrawn.

We require proof of identification and current address for all persons' aged 16 or over detailed in an application and proof of identification and supporting documentation for dependent children, to confirm the details on the Housing Registration Form are accurate before we will sign a Tenancy Agreement.

### 11.1 Tenancy References

We may seek tenancy references from current and former landlords for the previous three years for anyone on the application form. Where we receive a reference which is unsatisfactory, we may suspend the application.

### 11.2 Homes for Shared Accommodation and Houses in Multiple-Occupation

We may advertise any vacancies within our shared accommodation properties.

We do not make offers which would result in three or more unrelated people living in the property, as this would create a house in multiple-occupation (HMO). The only exception to this policy is where the property is let or leased to a support provider to provide specialist accommodation for community care needs.

### 11.3 Refused Priorities

We will generally refuse to award a priority where the household conditions are the result of a deliberate act or move, which worsens an applicant's housing circumstances. However, we will review any decision not to award a priority when requested i.e. due to a change of circumstances.

### 11.4 False Statements

We will take action to recover any tenancy which has been obtained by applicant(s) as a result of a false statement made knowingly or recklessly.

### 11.5 Withdrawal of Priority Status

Priority awards reflect the **urgent** need for housing. It is therefore reasonable to expect a customer to accept a reasonable offer of a home and recognise the limitations to the award of priority. Where priority is not used within a reasonable timescale or where a property has been refused following a reasonable offer the priority may be withdrawn. Where priority is removed the household is free to continue to note interest for a home but will be moved to Band F for customers with no housing need.

### 11.6 Number of Offers

Applicants are awarded their priority Band based on their current housing circumstances. Band A and B will receive one reasonable offer of housing to reflect their urgent need for housing.

There is no limit on the number of offers for all other Bands, however, if an applicant refuses a reasonable offer of housing deemed to meet their needs, their priority may be withdrawn.

Each applicants' circumstances and their reason for refusal will be reviewed on a case by case basis.

## 12 . Local Lettings Plans

In some instances, we will need to implement local lettings plans to reflect circumstances in communities where there is a localised housing need. This will allow the flexibility to ensure we make the best use of housing stock. Local Letting Plans will be monitored by the relevant governance structures and we will report on these on an annual basis and provide information on our websites

## 13. Suspensions of Offers to Applicants

Applicants are entitled to register on our housing list if they are 16 years or over. We may suspend offers to applicants in line with legislation or good practice guidance. We have established separate guidance on suspensions, and this is available on request.

## 14. Access to Information

All information given by customers in relation to this Policy will be treated as strictly confidential and will not be discussed with third parties without their permission. We ensure that legislative compliance and duty of care responsibilities are met to protect the information we hold including the Data Protection Act 1998 and the General Data Protection Regulation (GDPR) (Regulation (EU) 2016/679). We may share information under section 29 of the Data Protection Act 1988 (Prevention and Detection of Crime).

If an applicant deliberately provides false or misleading information they will be suspended from our housing list.

## 15. Persons connected to us

Since 1 April 2012; we are required to comply with the Scottish Housing Regulator's standards on governance and financial management. Of particular relevance to this policy is:

- ***Standard 5: The RSL conducts its affairs with honesty and integrity.***

We aim to treat everyone equally as an individual regardless of whether they have a connection with us. In order to comply with this standard and maintain the confidence of our stakeholders, we will ask applicants who currently, or in the previous 12 months, fall within the following categories to complete a declaration of interest. The categories are:

- Employees of Wheatley Group and its subsidiaries;

- Board and Committee Members of Wheatley Group and its subsidiaries;
- Applicants who are a close relative of anyone in the categories above

## 16. Related Guidance and Policies

The overarching Group Housing Information, Advice, and Letting Policy Framework lays the foundations for a suite of supporting subsidiary Housing Information Advice, and Letting Policies and relevant guidance documents. These guidance documents take account of requirements of the Housing (Scotland) Act 2014 and include:

- **Suspension Guidance**  
We have a separate suspension guidance that sets out when we may suspend offers to an applicant(s). Applicants are entitled to register for housing if they are 16 years or over. We cannot exclude applicants from our Housing List but in certain circumstances we may be able to suspend applicants for offers of housing.
- **Succession to Tenancy**  
Our Scottish Secure Tenancy Agreement sets out how succession to tenancy operates. This includes changes introduced by the Housing (Scotland) Act 2014 and in particular the 12-month qualifying period and notification requirement before certain categories of persons become 'qualified persons' and have the right to succeed to a Scottish secure tenancy on the death of the tenant.
- **Assignment, Sub- Letting and Taking in Lodgers**  
Where a tenant wants to assign, sub-let or otherwise give up to another person part or all of his or her house, or take in a lodger; he/she must have our written consent. Details are included in our Scottish Secure Tenancy Agreement and now takes into account the Housing (Scotland) Act 2014.
- **Mutual Exchange**  
Landlords must not unreasonably refuse permission for the mutual exchange of a house. Mutual exchange is not confined to our properties. Our tenants may also exchange with a local authority tenant, housing association tenant or water authority tenant anywhere in the UK.

We will automatically register our existing tenants on Mutual Exchange websites as we see this as an underutilised housing solution. At our Housing Options interviews we will actively check registers to ascertain if there are suitable properties advertised for mutual exchange that would satisfy a customer's need to move.