

Cheltenham Borough Council

DETAILS ABOUT A CHARGE BEING PLACED ON YOUR PROPERTY

If the grant is for a sum exceeding £5,000 and the recipient of the grant is or becomes the owner of a property on which the grant works are to be carried out then the following conditions apply to the grant.

- (1) Where –
 - (a) a local housing authority (the council) approves an application for a grant under Part 1 of the Act;
 - (b) the grant is for a sum exceeding £5,000; and
 - (c) the applicant (“the recipient”) has a qualifying owner’s interest in the premises on which the relevant works are to be carried out,

the local housing authority (the council) may impose the conditions (or conditions to like effect) contained in paragraph (2).
- (2) The local housing authority (the council) may demand the repayment by the recipient of such part of the grant that exceeds £5,000 (but may not demand an amount in excess of £10,000) if –
 - (a) the recipient disposes (whether by sale, assignment, transfer or otherwise) of the premises in respect of which the grant was given within 10 years of the certified date; and
 - (b) the local housing authority (the council), having considered –
 - (i) the extent to which the recipient of the grant would suffer financial hardship were he required to repay all or any of the grant;
 - (ii) whether the disposal of the premises is to enable the recipient of the grant to take up employment, or to change the location of his employment;
 - (iii) whether the disposal is made for reasons connected with the physical or mental health or well being of the recipient of the grant or of a disabled occupant of the premises;
 - (iv) whether the disposal is made to enable the recipient of the grant to live with, or near, any person who is disabled or infirm and in need of care, which the recipient of the grant is intending to provide, or who is intending to provide care of which the recipient of the grant is in need by reason of disability or infirmity,

is satisfied that it is reasonable in all the circumstances to require the repayment.

Where the above conditions apply they will be registered as local land charges and will be binding on any person who is for the time being an owner of the property.