



Department for
Communities and
Local Government

The Draft Item 9 Credit and Item 10 Debit (London Borough of Southwark) Direction 2013

The Secretary of State in respect of Southwark Council, in exercise of the powers conferred by section 87 of and item 9 of Part I and item 10 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 (Southwark) Direction 2013 - 2014. It has effect from 1 April 2013 to 31 March 2014.
2. In this Direction :
 - 2.1 the “authority” means Southwark 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;

- 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.

Jane Todorovic

for and on behalf of the Secretary of State

September 2013

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