

BROMSGROVE
DISTRICT COUNCIL

DRAFT TENANCY
STRATEGY
2012-2014

1. Introduction

1.1 The Localism Act places a duty on the Local Authority to prepare and publish a Tenancy Strategy by November 2012. This Strategy has been developed for Bromsgrove District in its strategic role by working in close consultation with Registered Providers.

1.2 The Localism Act 2011 introduces a number of housing reforms including the ability for local authorities to grant fixed term tenancies, changes to the allocation of housing and the law relating to homelessness.

1.3 The Localism Act (clause 126) will include new powers relating to allocations and flexible tenancies; it requires local authorities to produce a Tenancy Strategy that sits alongside the Housing Strategy, Homelessness Strategy and Allocations Policy.

1.4 Building on our strong and established working relationships within the County, this document has been developed collaboratively between the 6 councils in our strategic role and our registered providers and other key stakeholders. The strategy sets out a consistent framework and agreed set of principles across the county; each individual local authority will also provide more detailed guidance setting out their own specific principles according to their local conditions and need.

2. Background Policy

2.1 The Government's key housing policy goal is to ensure that everyone has the opportunity of living in a decent home, which they can afford, in a community where they want to live. To achieve this, the Government is seeking to:

- Achieve a wide choice of high quality homes both, affordable and market housing, to address the requirements of the community,
- Widen opportunities for home ownership and ensure high quality housing for those who cannot afford market housing, in particular those who are vulnerable or in need,
- Improve affordability across the housing market, including by increasing the supply of housing and;
- Create sustainable, inclusive, mixed communities in all areas, both urban and rural.

2.2 Definitions of Affordable Housing

National Planning Policy (June 2011) defines and includes 3 types of affordable housing:

- a) Social housing up until the introduction of affordable rents was the main model provided by Registered Providers and refers to housing that is subject to strict rent controls, which are around 50% of the market rents.
- b) The new affordable rents which is up to a maximum of 80% of market rent.
- c) Intermediate housing, which includes shared ownership.

It also states that affordable housing should:

- Meet the needs of eligible households including availability at a cost low enough for them to afford, determined with regard to local incomes and local house prices.
- Includes provision for the home to remain at an affordable price for future eligible households or, if these restrictions are lifted, for the subsidy to be re-cycled for alternative affordable housing provision.

2.3 Delivery of New Homes

Alongside the requirements of the Localism Act the Homes and Communities Agency (HCA) is agreeing programmes for the delivery of new affordable housing over the next 4 years with Registered Providers and local authorities.

The level of subsidy provided by the HCA for new affordable homes has significantly reduced and the ability for RP's to deliver with the reduced availability of grant has to be made up in the following ways.

- All new homes built with HCA subsidy are expected to be offered at affordable rents: up to 80% of the market rent.
- In addition RP's are offering to increase rents on a percentage of relet properties.
- They have also been encouraged to take a more pro-active approach to managing their stock, including the disposal of stock where this will bring funds to invest in new homes.

3. Aims and Scope of the Strategy

3.1 The aims and objectives of the Strategy are:

- To ensure that affordable housing meets local housing need
- To provide guidance and direction to RP partners in the development of their tenancy policies
- To provide a framework for up to date knowledge of the housing market in Worcestershire that can then be used to inform policy and practice.
- To indicate to tenants and prospective tenants what they can expect from their tenancy.

The Strategy will provide guidance to RP's in the following areas:

- The kind of tenancies that they grant.
- The circumstances in which different tenancies should be granted.
- The length of fixed term tenancies.
- The criteria to consider when reviewing tenancies at the end of the fixed term.
- How disposals of stock should be managed.
- How the Worcestershire district councils will give consideration to new government guidance in relation to allocations of social housing.

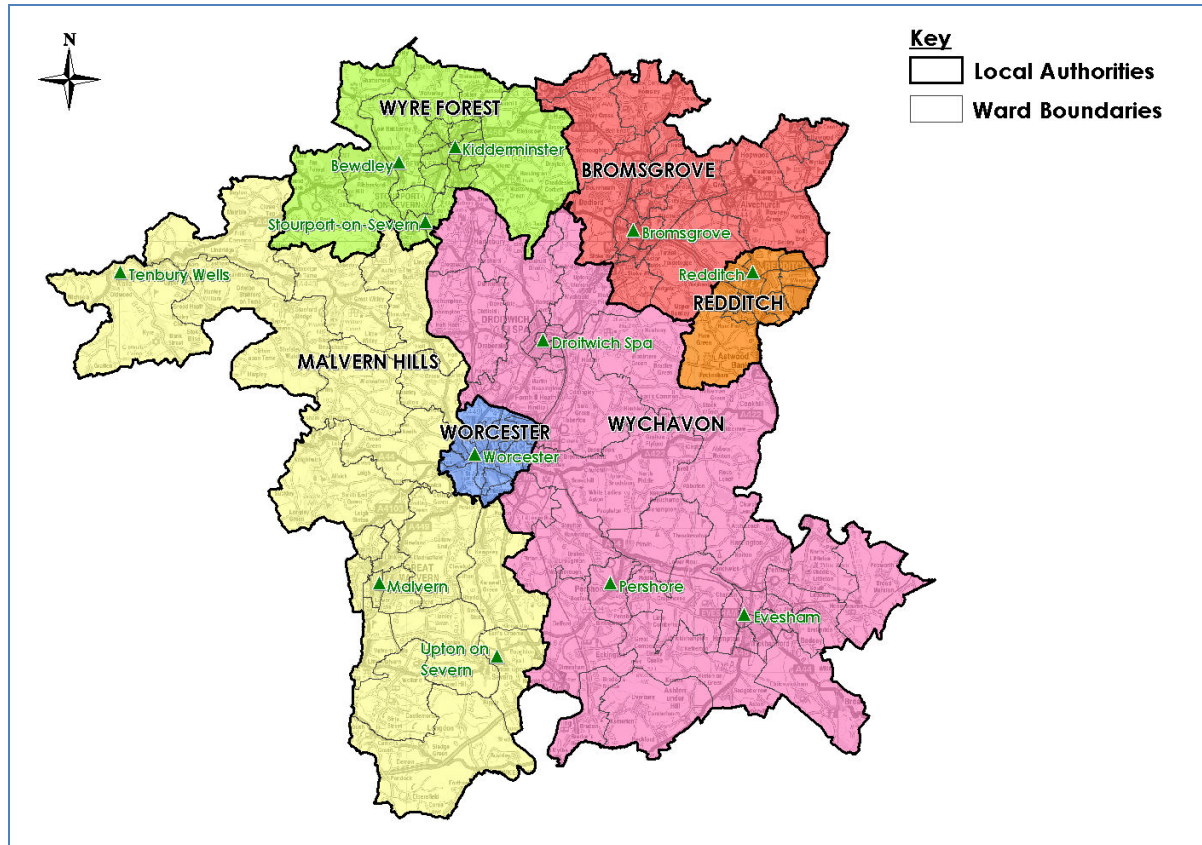
The Tenancy Strategy relates to lettings to all social and affordable rented properties to include adapted and sheltered housing. It does not cover lettings to hostels, temporary accommodation or supported housing.

3.2 Although local authorities are not required to include an assessment of affordability in their Tenancy Strategy, the Worcestershire district councils recognise the importance of ensuring that affordable housing continues to be available and accessible to those who need it most and must therefore remain affordable, as defined by locally defined thresholds. The Worcestershire Strategic Housing Market Assessment published in 2012 provides a detailed assessment of income and affordability in each district area and this information will be used to determine each district's guidance to RPs in their area.

3.3 The strategy will also set out the local authorities' approach to maximising the use of private rented sector tenancies, particularly in relation to the new power to discharge homelessness through this tenure.

3.4 The strategy has been developed as a result of consultation with a range of partners and stakeholders, including RPs, Social Care, local councillors and voluntary and community organisations. Also key to the development of the principles underpinning this strategy was an examination of the nature of the housing market across the county of Worcestershire., looking at detailed information around the issues of need, supply and affordability locally.

4. The County of Worcestershire in Context



Source: GVA 2011 (Worcestershire SHMA)

4.1 Worcestershire is a large and diverse county, including both urban areas, market towns and rural areas, all of which present different issues in terms of availability, accessibility and affordability of accommodation. The county covers an area of 173,592 hectares with much of this being rural and sparsely populated.

4.2 Worcestershire is a two tiered authority area, with a county council and 6 local councils comprising of a city council, a borough council and 4 district councils. The only local authority to have retained its housing stock is Redditch Borough Council; the other 5 local authorities have all transferred their housing stock to housing associations, but continue to have a strategic housing responsibility.

4.3 The population of Worcestershire was estimated to stand at 556,000 in 2009. The County has seen growth of just below 9 per cent in its population since 1991, above average for the West Midlands but on a par with the national growth rate. The Worcestershire SHMA 2012 shows that the population will continue to grow over the next 20 years, with a significant growth in the older people population in particular areas.

4.4 Worcestershire Vision

The vision of the Worcestershire Housing Strategy is

“The right home, at the right time, in the right place”

4.5 This means that we want every household in Worcestershire to be able to access housing that suits their needs and circumstances when they need it. It is implicit in the vision that we want all housing to reach an appropriate standard, currently the Decent Homes Standard, and that the right home means one that is affordable to the household’s budget. However, we do not mean that changing household circumstances should always result in the need to move home. Our vision embraces a much wider approach which always involves a housing options assessment to ensure household needs are met.

4.6 How our Worcestershire Housing Strategy Goals link to the Tenancy Strategy:

4.7 How our Worcestershire Housing Strategy Goals “Link to Tenancy Strategy Issues & Outcomes

	Worcestershire Housing Strategy Goals	Key Strategic Issues
1	Better use of existing homes	Offering tenancies that meet the households needs but can be reviewed to ensure that best use of stock is achieved. Allocation Policy and Local Lettings Plans to create move on opportunities. Fixed term tenancies can help get turnover in adapted properties where adaptation no longer needed.
2	Deliver new housing	Support the development of new homes through affordable rents.
3	Improve the condition of existing homes	Work with private landlords to achieve suitability standards to enable more housing pathways into the private rented sector.
4	Providing housing related support	Good housing options advice Link the review of tenancies with support and tenancy sustainment, or pathways into alternative accommodation prioritising homelessness prevention. Make best use of new build opportunities by targeting at specific groups ie older people, lifetime homes, supported housing

		Monitor access to housing and tenancies by these groups – and monitor potential discrimination
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Housing is important to everybody and is essential to achieving a good quality of life. This may mean something different to each of us and may vary throughout our lives but generally involves a safe, secure and affordable home with the right support. It is true that many people are able to solve their own housing issues without help and support from councils and other agencies but the Worcestershire Housing Strategy is about providing the right type of housing and support to those who need assistance.

5.0 Profile of Housing Supply and Need in Worcestershire

- 5.1 There are currently just under 250,000 dwellings in Worcestershire. The Census (2001) shows that the largest proportions of dwellings in the County are either detached (37.7%) or semi-detached (36%). Terraced housing only accounts for a significant proportion of the total stock in Redditch and Worcester, in the latter reflecting the urban nature of much of the city. In Redditch the new town development between 1964 and 1985 also involved a significant amount of terrace style properties which served to increase the proportion of this stock type.
- 5.2 A full breakdown of the housing stock by type across the County is provided in the table below:

Fig. 1 Housing Stock by Type in Worcestershire

Property Type	Bromsgrove	Malvern Hills	Redditch	Worcester	Wychavon	Wyre Forest
Converted flats	0.6%	2.2%	0.8%	1.5%	0.9%	0.9%
Purpose built flats	4.0%	4.3%	6.5%	7.2%	4.2%	4.7%
Terraced	13.5%	10.6%	29.1%	23.8%	17.0%	18.1%
Semi-detached	39.1%	33.1%	31.8%	39.3%	31.1%	41.5%
Detached	41.4%	48.1%	31.2%	27.0%	45.2%	33.3%
Other	1.5%	1.7%	0.4%	1.0%	1.6%	1.6%

Source: Census, 2001

5.3 The tenure breakdown of the stock in each district is shown in the table below:

Fig. 2 Dwelling Stock by Tenure

District	Total Dwelling Stock	LA Dwelling Stock		RP Dwelling Stock		Other Public Sector Dwelling Stock		Owner Occupied and Private Rented Dwelling Stock	
		No.	%	No.	%	No.	%	No.	%
Bromsgrove	39,080	0	0.0	3,886	9.9	6	0.0	35,190	90.0
Malvern Hills	33,410	0	0.0	4,452	13.3	0	0.0	28,950	86.7
Redditch	35,160	6,079	17.3	1,657	4.7	17	0.0	27,410	78.0
Worcester	42,470	8	0.0	6,738	15.9	17	0.0	35,710	84.1
Wychavon	51,190	18	0.0	7,434	14.5	28	0.1	43,710	85.4
Wyre Forest	43,980	0	0.0	6,382	14.5	35	0.1	37,570	85.4
Worcestershire	245,290	6,105	2.5	30,549	12.5	103	0.0	208,540	85.0

Source: Communities and Local Government, 2011

- 5.4 In terms of social rented stock the 2001 Census showed that this tenure constituted 15.3% of all households across the County, with this varying between 10.6% in Bromsgrove and 22.7% in Redditch.
- 5.5 Right to buy activity has continued to reduce this proportion with approximately 31,000 properties being sold from 1994 to 2010. New properties have, however, also added to the social housing stock.

5.6 Fig. 3 Social Housing Stock by District and Size

The social housing stock in the county is split by district and size as follows:

District	1 bed		2 bed		3 bed		4+bed		Total	
	No.	%	No.	%	No.	%	No.	%	No.	%
Bromsgrove	1,364	36.3	1,055.0	28.1%	1,290	34.3	47	1.3	3,756	90.0
Malvern Hills	1,272	29.7	1,582.0	36.9%	1,357	31.7	73	1.7	4,284	86.7
Redditch	2,873	38.3	2,126.0	28.3%	2,281	30.4	22	3.0	7,502	78.0
Worcester	2,025	31.9	1,810.0	28.5%	2,356	37.2	14	2.4	6,340	84.1
Wychavon	2,081	29.3	2,390.0	33.7%	2,487	35.0	14	2.0	7,099	85.4
Wyre Forest	728	16.1	1,515.0	33.6%	2,161	47.9	10	2.3	4,508	85.4
Worcestershire	10,343	30.9%	10,478	31.3%	11,932	35.6%	736	2.2%	33,489	85.0%

Source: Communities and Local Government, 2011

Fig. 4 Social Housing Lettings 2009/10

Lettings (Bedrooms)	Bromsgrove	Malvern Hills	Redditch	Worcester	Wychavon	Wyre Forest
0/1 Bedroom	48%	46%	57%	51%	49%	48%
2 Bedrooms	36%	37%	27%	32%	35%	35%
3 Bedrooms	14%	17%	14%	16%	16%	16%
4+ Bedrooms	2%	1%	1%	1%	1%	1%
Total Lettings	309	291	574	512	484	526

5.7 In total, there were 2,122 social lettings to households on the waiting list across Worcestershire during 2009/10. The majority of lettings were to smaller 1 and 2 bedroom properties, with only an average of 17% of lettings being to 3 and 4+bedroom properties.

Housing Need

5.8 There are nearly 24,000 households on waiting lists for social housing in Worcestershire.

5.9 The following tables show a breakdown of these households:

Fig. 5 Households on the Waiting List by Household Type

District	Total Households	Couple	Family	Other	Pensioner	Single
Bromsgrove	3,324	8%	42%	5%	15%	30%
Malvern Hills	2,285	11%	37%	3%	15%	33%
Redditch	3,598	N/A	N/A	N/A	N/A	N/A
Worcester	4,501	9%	42%	1%	9%	39%
Wychavon	4,801	10%	35%	3%	16%	36%
Wyre Forest	5,210	9%	38%	0%	22%	31%
Worcestershire	23,719					

Source: Housing Waiting Lists, GVA Analysis 2011

5.10 This data shows that the household type most frequently requiring affordable housing are family households, followed by single person households.

Fig. 6 Households on the Waiting List by Age

Local Authority	18-24	25-34	35-64	65+	Under 18
Bromsgrove	17%	29%	41%	13%	0.0%
Malvern Hills	17%	23%	44%	15%	0.2%
Worcester City	21%	32%	39%	7%	0.4%
Wychavon	19%	28%	41%	12%	0.3%
Wyre Forest	19%	24%	41%	15%	0.4%

Source: Local Authority Waiting Lists

5.11 This data shows that the age group most frequently requiring affordable housing are 35-64 year olds, followed by 25-34 year olds.

Fig. 7 Households on the Waiting List by Household Type

District	Total Households	Owner Occupied	Social Rent	Private Rent	Sharing/Lodging	Other/Not Specified
Bromsgrove	3,324	11%	29%	21%	7%	32%
Malvern Hills	2,285	7%	36%	23%	6%	28%
Redditch	3,598	8%	36%	22%	30%	5%
Worcester	4,501	5%	29%	24%	13%	28%
Wychavon	4,801	7%	23%	16%	6%	48%
Wyre Forest	5,210	12%	26%	22%	6%	33%
Worcestershire	23,719					

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5.12 This table illustrates the pressures on households in market tenures, with a relatively high demand from other tenures, in particular the private rented tenure. There are also significant numbers of households on the waiting list who are seeking to transfer from a social housing tenancy.

Fig. 8 Households on the Waiting List in 'Significant Need'

5.13 Households in 'Significant Need' are defined as those households in bandings of Silver and above on the two choice based lettings schemes in Worcestershire; Home Choice and Home Choice Plus.

District	Households in 'Significant Need'	Proportion of Total Waiting List (Authority)	Proportion of Total Number of Households (Authority)
Bromsgrove	499	15.0%	1.3%
Malvern Hills	479	20.9%	1.5%
Redditch	929	25.8%	2.8%
Worcester	1,061	23.5%	2.6%
Wychavon	1,153	24.0%	2.3%
Wyre Forest	986	18.9%	2.3%
Worcestershire	5,107	21.5%	2.1%

Source: Housing Waiting Lists, GVA Analysis 2011

5.14 There are a total of 5,107 households categorised as having a significant level of need for affordable housing, representing approximately 22% of the total number of households on waiting lists across Worcestershire.

5.15 Of those households in significant need, their estimated property size requirements are as follows:

Fig. 9 Estimated Property Size Requirements

District	1 bedroom	2 bedrooms	3 bedrooms	4+ bedrooms
Bromsgrove	45%	33%	14%	7%
Malvern Hills	66%	25%	5%	3%
Redditch	43%	29%	14%	14%
Worcester	52%	34%	9%	4%
Wychavon	44%	37%	14%	4%
Wyre Forest	60%	29%	9%	2%

- 5.16 There are slight variances in the size of affordable housing required going forward over the next five years within Worcestershire. Overall, however, a relatively consistent trend is evident; there is a predominant requirement for smaller 1 and 2 bedroom dwellings across all authorities within Worcestershire. However, there is still a continued requirement for 3 and 4+ bedroom units in all districts, particularly since these property types do not become available as frequently as smaller units (see fig. 4).
- 5.17 Taking into account the levels of need and supply of affordable housing in the county, the Worcestershire SHMA published in 2012 has concluded that there is an annual requirement for an additional 1,354 affordable properties in Worcestershire over the next 5 years.
- 5.18 Figure 10 below shows how this requirement is broken down by district and affordable tenure:

Fig. 10 Annual Affordable Housing Need over next 5 years

Net Affordable Housing Requirement - by Tenure (Annual - next 5 years)						
Authority	Social Rented			Intermediate		
	Supply	Net Need (Total)	Net Need (%)	Supply	Net Need (Total)	Net Need (%)
Bromsgrove	227	186	85%	26	33	15%
Malvern Hills	220	127	97%	31	4	3%
Redditch	405	100	60%	20	67	40%
Worcester	366	297	83%	15	61	17%
Wychavon	372	221	82%	7	48	18%
Wyre Forest	404	154	73%	8	56	27%
Worcestershire	1,994	1,085	80%	107	269	20%

6.0 Profile of Rents and Affordability in Worcestershire

- 6.1 This section provides information on the rent levels across Worcestershire for market, affordable and social rents and provides an assessment of each tenure's affordability relative to average household income in each district.
- 6.2 In assessing the affordability of different tenures, the following principles have been applied:
- Housing is considered to be affordable where the rent payable would constitute no more than 25% of a household's gross income
 - Rent payable is defined as the entire rent due, even if it is partially or entirely met by housing benefit

- Annual social housing rents are calculated from an average taken of RSL rental levels (RSR dataset)
- A household income of £30,000 is the benchmark for entry into market housing across the authorities
- Income data has been derived from CACI 2010

Fig. 11 Average Monthly Private Rental Levels & Income Required by Property Size

District	1 bedroom Apartment		2 bedroom		3 bedroom House		4 bedroom House		% of All Households Earning Less than £30,000
	Rent	Income Required	Rent	Income Required	Rent	Income Required	Rent	Income Required	
Bromsgrove	£433	£20,784	£578	£27,744	£690	£33,120	£941	£45,168	43%
Malvern Hills	£485	£23,280	£571	£27,408	£660	£31,680	£675	£32,400	51%
Redditch	£453	£21,744	£577	£27,672	£669	£32,112	£1,173	£56,304	50%
Worcester	£493	£23,664	£608	£29,160	£696	£33,408	£987	£47,376	53%
Wychavon	£466	£22,368	£577	£27,672	£730	£35,040	£929	£44,592	48%
Wyre Forest	£400	£19,200	£500	£24,000	£608	£29,184	£795	£38,160	55%

Source: Rightmove.co.uk, 2011

6.3 There is a relatively strong consistency across authorities in terms of rental levels. Worcester records a strong market for smaller properties, in particular 2 bed properties. Wyre Forest consistently records a lower monthly rental level across all property types.

Figure 12 Average Monthly Social Rental Levels & Income Required by Property Size

District	1 bedroom Apartment		2 bedroom		3 bedroom House		4 bedroom House		% of All Households Earning Less than £30,000
	Rent	Income Required	Rent	Income Required	Rent	Income Required	Rent	Income Required	
Bromsgrove	£275	£13,200	£319	£15,312	£346	£16,608	£379	£18,192	43%
Malvern Hills	£306	£14,688	£342	£16,416	£383	£18,384	£431	£20,688	51%
Redditch	£339	£16,272	£339	£16,272	£369	£17,712	£417	£20,016	50%
Worcester	£282	£13,536	£319	£15,312	£332	£15,936	£381	£18,288	53%
Wychavon	£293	£14,064	£337	£16,176	£369	£17,712	£394	£18,912	48%

Wyre Forest	£298	£14,304	£329	£15,792	£338	£16,224	£361	£17,328	55%
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Source: RSR 'Guide to Local Rents Part II', 2011

6.4 As would be expected, there is a high level of consistency in rental levels across the authorities.

Figure 13 Average Affordable Rent Levels (80% market rent) & Income Required by Property Size

District	1 bedroom Apartment		2 bedroom		3 bedroom House		4 bedroom House		% of All Households Earning Less than £30,000
	Rent	Income Required	Rent	Income Required	Rent	Income Required	Rent	Income Required	
Bromsgrove	£346	£16,627	£462	£22,195	£552	£26,496	£753	£36,134	43%
Malvern Hills	£388	£18,624	£457	£21,926	£528	£25,344	£540	£25,920	51%
Redditch	£362	£17,395	£461	£22,138	£535	£25,690	£938	£45,043	50%
Worcester	£394	£18,931	£486	£23,328	£557	£26,726	£790	£37,901	53%
Wychavon	£373	£17,894	£461	£22,138	£584	£28,032	£743	£35,674	48%
Wyre Forest	£320	£15,360	£400	£19,200	£486	£23,347	£636	£30,528	55%

Source: GVA, 2011

6.5 Having set out the rent levels for the three rental tenures, the following table shows the difference between the average social and affordable rent levels in each district by property size.

Figure 14 Difference between Monthly Social and Affordable Rent Levels by Property Size

District	1 bedroom	2 bedroom	3 bedroom	4 bedroom
Bromsgrove	£71	£143	£206	£374
Malvern Hills	£82	£115	£145	£109
Redditch	£23	£122	£166	£521
Worcester	£112	£167	£225	£409
Wychavon	£80	£124	£215	£349
Wyre Forest	£22	£71	£148	£275

6.6 Figure 14 shows that the introduction of affordable rent as a replacement for social rent would generate significantly higher rental

returns for RPs than traditional social rents. Worcester City in particular records the greatest average differential. This is likely to pose an affordability challenge to many households within lower income bands.

- 6.7 It is therefore essential that an analysis of affordability is considered in terms of access to affordable rent. The following table sets out the proportion of households in each district who would be unable to afford an affordable rent level:

Figure 15 Proportion of Households Unable to Afford Affordable Rent Housing

Authority	% Unable to Afford 80% Market Rent, 1-bed Apartment	% Unable to Afford 80% Market Rent, 2-bed Apartment	% Unable to Afford 80% Market Rent, 3-bed House	% Unable to Afford 80% Market Rent, 4-bed House
Bromsgrove	25%	35%	43%	59%
Malvern Hills	31%	41%	51%	51%
Redditch	30%	41%	50%	77%
Worcester City	33%	43%	53%	68%
Wychavon	29%	39%	48%	64%
Wyre Forest	34%	34%	45%	63%

Source: CACI 2010, GVA Analysis 2011

- 6.8 These figures suggest that the effectiveness of affordable rent as a product to meet housing need will vary considerably across districts and property types and there will still be a need to ensure that the traditional, lower cost tenure of social rent continues to be provided to meet the needs of those households on lower incomes who are unable to afford affordable rent. In providing guidance to RPs on how the local authority would prefer to see the affordable rent model utilised, each district will take into consideration the difference between the rent levels for social and affordable rent, the proportion of households unable to afford affordable rent, the Local Housing Allowance levels in the district, the stock profile and the specific demographics and geography of the district.

7. Principles for Registered Providers on Tenancy Policy

- 7.1 Having considered the nature of the housing supply, demand and need in the County, this section will set out the principles that the Worcestershire district councils expect RPs to have regard to when developing their own tenancy policy:

Tenancy Types Background Information

- 7.2 The Localism Act enables RPs to let properties to new tenants using fixed term tenancies rather than lifetime assured tenancies. Fixed term tenancies should usually be offered for a minimum of 5 years, unless there is an exceptional reason to reduce the term to 2 years.
- 7.3 Fixed term tenancies can be offered at either social or affordable rent.
- 7.4 RPs are not obliged to offer fixed term tenancies and lifetime tenancies can continue to be offered.
- 7.5 At the end of the fixed term, the RP will have the option to review the tenant's circumstances and the conduct of the tenancy and can either terminate or extend the tenancy. RPs are required to develop and publish a Tenancy Policy and the criteria to be taken into account when deciding whether to extend or terminate a fixed term tenancy should be clearly set out in this policy.
- 7.6 Where a RP chooses to terminate a fixed term tenancy at the end of the period, the RP must give notice of their decision 6 months before the end of the tenancy and must also ensure that the tenant is provided with advice and assistance with finding suitable alternative accommodation.
- 7.7 Existing allocation and nomination arrangements will continue, with properties offered on fixed term tenancies being advertised and let through existing schemes, e.g. choice based lettings schemes.
- 7.8 RPs will continue to be able to offer introductory tenancies.
- 7.9 Existing tenants will retain their security of tenure whether they remain in their current home or not. However, their rent may change if they move to a property which the RP has chosen to let at affordable rent levels.

Worcestershire Principles

- 7.10 The local authorities in Worcestershire welcome the introduction of fixed term tenancies as a means of ensuring that best possible use is made of the limited social housing stock in the County. However, it is essential that the use of fixed term tenancies should not undermine the sustainability of communities and neighbourhoods and care must therefore be taken in determining in what circumstances such tenancies will be offered and what review criteria will be applied at the end of the tenancy.
- 7.11 The Worcestershire district councils consider that where flexible tenures are to be used, they should be generally offered for a minimum of five years in order to provide stability and security and only in exceptional circumstances offered for the minimum 2 year period.
- 7.12 It is also expected that unless there has been a significant change in circumstances following a review, the tenancy will be renewed for a further period. The circumstances in which a local authority considers a tenancy may not be renewed will be set out by each district according to their local conditions, but all RPs should ensure that they clearly publish the criteria and conditions they intend to apply to the allocation and review of fixed term tenancies and that this information should be provided to tenants prior to their tenancy commencement. RPs should also make clear whether they intend to terminate fixed term tenancies if

any or all of the specified conditions are met and in what circumstances they will renew a tenancy even though some or all of the conditions are met.

Overcrowding and Under-occupation

- 7.13 The Worcestershire Local Housing Authorities encourage landlords to take positive action to facilitate a move to more suitable accommodation where tenants' circumstances change and their current home is too large or indeed where the accommodation is too small.
- 7.14 The proposed housing benefit restrictions on bedroom size being applied from April 2013 for working age households will add further pressure to ensure that properties are not under occupied. Those who are underoccupying their social housing will be placed into a reasonable preference banding on Home Choice Plus if they make an application to transfer to a smaller property.
- 7.15 The Home Choice Plus Allocations Policy awards reasonable preference to families who are overcrowded.
- 7.16 It is important that the best possible use is made of existing housing stock.

Properties with Adaptations

- 7.17 It is important that properties with adaptations are used appropriately due to the limited resources available to meet a growing need for adapted properties. Many of the authorities in Worcestershire have a significant number of older people living in their locality and this figure is projected to increase. It is therefore important to ensure that if the circumstances or needs of a tenant with an adapted property change, meaning that they no longer require a property with an adaptation then the tenant will be moved to a more suitable property. The adapted property should then be allocated to someone requiring such an adaptation.
- 7.18 The Home Choice Plus Allocation Policy gives reasonable preference to households occupying an adapted property and wishing to move to a more suitable property.

Bromsgrove District Council Principles

- 7.19 Bromsgrove District Council expects RPs to consider the following factors in determining the criteria to be used for allocating and reviewing fixed term tenancies:
 - Due to the shortage of social housing in the District, the Council supports the use of fixed term tenancies for properties with two or more bedrooms in order to ensure that this scarce resource can be used most effectively.
 - In order to ensure the best possible use of stock, the Council supports the use of fixed terms tenancies for properties with specialist adaptations.

- The Council considers that all fixed term tenancies should be renewed unless the household's circumstances have changed to such an extent that the property is no longer suitable for their needs, or they are able to meet their needs through market tenure housing. Examples of this include:
 - The household income or savings exceeds the thresholds specified by the Home Choice Plus allocations policy. This currently stands at income of over £60,000 per annum and/or savings/assets/equity exceeding £50,000 (unless their needs can only be met through housing that is not available as a market tenure)
 - The household is under-occupying their property, particularly in the case of family housing.
 - There have been repeated serious breaches of the tenancy conditions set out at the commencement of the tenancy and appropriate support has been offered to the tenant to address these breaches, but there has been a consistent failure on the part of the tenant to do so. In the case of rent arrears, the RP should take into account where arrears have accrued as a result of the introduction of the new working age bedroom size limit to those claiming housing benefit. In these circumstances, the Council expects RPs to be flexible in its approach and to assist tenants to find more affordable accommodation within its own stock.
- Where a tenancy is not renewed at the end of a fixed term, the RP should ensure that adequate and appropriate advice and assistance is provided to the tenant to enable them to secure alternative accommodation. This may include assisting them to move within the RP's own stock (either rented or shared ownership) or moving into a market tenure. The tenant should be given a notice period of at least 6 months and the RP should also notify the Council's Housing Options Team of any intended tenancy terminations that are likely to lead to homelessness as soon as notice is given.
- The Council expects that very few, if any, homeless approaches should be generated by an RP terminating a fixed term tenancy, as appropriate advice should have been provided to the tenant to enable them to meet their own needs, but where a former tenant does approach the Council for homeless assistance, the RP should assist the council with its enquiries where requested.
- In most cases (unless the property conditions would make it unsuitable), the Council expects that RPs should allow the tenant to remain in their property at the end of a tenancy until a suitable alternative has been found.

- RPs should ensure that tenants are provided with clear and adequate information about the reasons why their tenancy has been terminated, and clear guidance should be provided on the way in which they can request a review of any decision to seek possession.
- Where a household is found to be significantly over-crowded at the time of a fixed term tenancy review and the household does not meet any of the other criteria for tenancy termination, the Council expects that the RP should assist the household to find suitable alternative accommodation within its own stock.

Affordable Rent

Background Information

- 7.20 The new tenure of affordable rent was introduced in 2010 following the Comprehensive Spending Review and enables RPs who have entered into a contract with the Homes and Communities Agency to charge rents of up to 80% of market rent levels on all new build properties funded through the 2011-15 HCA programme. These RPs may also convert a proportion of their existing properties to affordable rent.
- 7.21 RPs not in receipt of HCA development funding must continue to let properties at social rent levels. RPs in receipt of funding will also be able to continue charging social rent on existing properties if they choose to.
- 7.22 Existing tenants remaining in the same home will not be affected by this change. However, they may be affected if they transfer to a new home.
- 7.23 Properties at affordable rent levels will continue to be eligible for Housing Benefit rather than Local Housing Allowance.
- 7.24 Existing allocation and nomination arrangements will continue, with properties offered at affordable rent being advertised and let through existing schemes, e.g. choice based lettings schemes.

Worcestershire Principles

- 7.25 The Worcestershire district councils expect RPs to take into consideration the affordability calculations included in the Worcestershire Strategic Housing Market Assessment (tables included in section 4 of this document) and the specific demographics of its operating area in determining the rent levels to set and the proportion of its existing stock that it will convert to affordable rent. RPs should also take into account the availability of affordable and market accommodation in specific areas and the need to ensure sustainable communities in determining rent levels – e.g. some rural areas may have very limited affordable housing stock and introducing affordable rent in these areas may make the stock unaffordable to the majority of local people. Each local authority will specify its preferences for areas for areas which should be excluded from the affordable rent model.

Bromsgrove District Principles

- 7.26 It is recognised that affordable rent will meet the needs of some of those in housing need in the District. However, it is more likely that this product will assist the wider housing waiting list as opposed to those in significant need, who are likely to have fewer resources available to them. This is because although households in properties charged at affordable rent levels will be eligible for housing benefit, those households on a low income and not in receipt of housing benefit may struggle to afford these rent levels. The Government is keen that benefit dependence and worklessness levels should be reduced and it is therefore also vital that rent levels should not act as a barrier or disincentive to entering employment. In addition, when the Benefit Cap of £26,000 is introduced in April 2013, households may struggle to afford the affordable rent levels; in Bromsgrove, this is particularly true of larger family sized accommodation (3 and 4+ bedroom properties).
- 7.27 Although Bromsgrove Council must consider the whole housing market and ensure the needs of all households are provided for, the conversion of social rent properties to affordable rent which are then let to households not in significant need will not serve to reduce the affordable housing requirement for the Council, in fact it will increase it.
- 7.28 The SHMA affordability calculations reproduced in section 5 of this document demonstrate that affordable housing will only meet the needs of 15% of those in significant need registered with Home Choice Plus.
- 7.29 The Council therefore expects RPs to carefully consider the affordability of its stock for local people when determining which properties should be converted to affordable rent and, as a minimum, expects that RPs should not let 4+ bedroom properties or family sized properties in high value areas at affordable rent.
- 7.30 The Council expects that RPs should publish its criteria for determining which of its existing stock it intends to let at affordable rent levels and should also publish the valuation information it uses to determine the affordable rent level.
- 7.31 The Council expects that in all cases the affordable rent level should be lower than the local housing allowance level for the District.
- 7.32 The Council expects that RPs will provide its tenants who are likely to be affected by changes to welfare benefits with appropriate advice regarding how it will impact them and how they can address any resulting affordability issues.
- 7.33 The Council expects that all affordable rent properties should be advertised through the Home Choice Plus choice based lettings scheme and that the rent level should be clearly indicated on the advert. The RP should also ensure at the allocation stage that the tenant understands the difference in the rent level prior to them making a decision regarding whether to accept the property.

Section 106 developments

- 7.34 Due to the large differential between social and affordable rent in the District, the Council considers that there is still a significant requirement for the delivery of new build properties at social rent. The Worcestershire SHMA has identified that in order to meet the backlog and emerging housing need in the city, new development should deliver 85% social and 15% intermediate housing. The Council will therefore continue to seek social rented housing on sites where affordable housing is secured through a Section 106 agreement.
- 7.35 The Council also expects that all properties subject to existing Section 106 agreements should continue to be offered at social rent levels and not be converted to affordable rent. The Council will monitor allocations of properties subject to a Section 106 agreement to ensure that they are offered at the correct rent levels.

Mobility in Social Housing

Background Information

- 7.36 The Localism Act promotes mobility in social housing. The Secretary of State and the regulator has been given the powers to give directions making it easier for tenants to change homes should their circumstances change. All RPs are obliged to participate in a mutual exchange scheme to allow tenants to move more easily.

Worcestershire Principles

- 7.37 Worcestershire recognises the need for tenants to be able to move to be closer to work, family support within the partnership boundaries etc. and supports the Government's efforts to facilitate easier movement within the sector.
- 7.38 Applicants are able to apply to Home Choice Plus from anywhere within the United Kingdom. However, in order to ensure that Home Choice Plus meets the needs of the local community, reduced priority will be given to those applicants without a Local Connection to the relevant Local Authority.
- 7.39 Local connection will be assessed having regard to the definition of local connection contained in Section 199 Housing Act 1996.
- 7.40 The following factors as set out in s199 Housing Act 1996 will be taken into consideration in determining whether or not an applicant has a local connection with the Local Authority area. An application is awarded a local connection if an applicant or a member of their household included in their application:
- has lived in the relevant Local Authority area by choice for a certain time (usually for six months out of the last 12 months or for three years out of the last five years);
 - has close family living in the relevant Local Authority area, who have been permanently resident for at least the previous five years;
 - has permanent employment in the relevant Local Authority area
 - has special circumstances that give rise to a local connection

- 7.41 In determining permanent employment the policy gives consideration to the Local Government Association guidelines which state that this is employment other than that of a casual nature.
- 7.42 For the purposes of determining Local Connection, living in the Local Authority area will not include the following:
- Occupation of a mobile home, caravan or motor caravan where it is not their only or principal home
 - Occupation of a holiday letting (which includes a permanent building, hotel or bed and breakfast accommodation) for the purposes of a holiday.
 - Resident of a HMP, Bail Hostel or other such accommodation.
 - In-Patient of Hospitals/specialist centres

Bromsgrove District Principles

- 7.43 The Council expects that all RPs operating in the District should participate in a national mutual exchange scheme to enable tenants to move more easily, e.g. Homeswapper. In order to encourage and facilitate mobility, the Council also expects that existing social tenants should be allowed to retain their security when they move to a new property.
- 7.44 The Council expects that RPs should publish a mutual exchange policy, setting out any conditions it may apply to tenants who wish to exchange.
- 7.45 The Council expects RPs to offer flexibility in allowing exchanges and to clearly explain how tenants' exchange rights will be affected by different tenancy types, including fixed term and introductory tenancies. The Council also expects RPs to offer flexibility to tenants who need to move because they are under-occupying their current home and have faced a reduction in Housing Benefit as a result. This may mean relaxing conditions around the ability to exchange with rent arrears, if this will resolve the household's affordability issues and prevent further arrears from accruing.

Disposal of Stock

Worcestershire Principles

- 7.46 The Worcestershire Local Housing Authorities do not wish to see the disposal of housing stock. However, it is recognised that in certain circumstances this may be justifiable providing it allows for future investment within the individual local authority area in providing more appropriate housing. Agreement would have to be gained from the local authority for any disposal of stock in accordance with legislative requirements and stock transfer agreements. This would include any payment in respect of the disposals claw back agreement.

Bromsgrove District Principles

- 7.47 The Council expects that RPs should have a disposal strategy which clearly sets out their approach to the disposal of stock and how this benefits the organisation and the local authority area(s) in which it operates. The Council also expects that all disposal decisions should

be taken at RP Board level. If RPs wish to dispose of stock within Bromsgrove District, the Council will require them to provide the following information to the Strategic Housing Team with any request for support for disposal:

- Address of property
- Type and size of property
- Whether the property is currently tenanted and if so, how the current tenant will be assisted to find suitable alternative accommodation
- The projected income from the disposal
- How and where this income will be used

Local Lettings Plans

Worcestershire Principles

- 7.48 Local Lettings Plans are currently used across the County in order to facilitate community sustainability and good housing management. Local Lettings Plans may be used by RPs in some areas to set out how and why particular properties will be let at affordable rent levels or offered on a fixed term basis.
- 7.49 Local Lettings Plans should always be developed in partnership with the local housing authority.

Bromsgrove District Principles

- 7.50 All local lettings plans should be need based and have clear and robust evidence to support this need. The plan should clearly set out what the RP is aiming to achieve in applying restrictions on allocations and how these restrictions will assist to meet these objectives. The plan should also have a set review date, at which time, the RP should assess whether the objectives have been achieved and whether the plan should be extended or amended.
- 7.52 All local lettings plans should be published by the RP and should also be agreed by the Council before use. The Council will publish all local lettings plans on the Home Choice Plus website and any advert which restricts allocations based on a local lettings plan should clearly reference the title of the plan in order that customers are able to make informed choices about their bidding.

8. Social Housing Allocations

- 8.1 All the Worcestershire district councils operate choice based lettings (CBL) schemes to determine how priority should be awarded in the allocation of social housing. Redditch Borough Council operates its own CBL scheme called Home Choice, while the 5 remaining Worcestershire district councils (along with Stratford on Avon District Council) operate a sub-regional CBL scheme called Home Choice Plus.
- 8.2 The Localism Act 2011 offers local authorities greater freedom in framing their allocations policies which:
- Allow them to restrict access to waiting lists
 - Make it easier for existing social tenants to move to more suitable accommodation

- Encourage local authorities to make use of the existing flexibilities within the allocation legislation to ensure that social homes go to people who need and deserve them the most, e.g. introducing priority for economically active households and those who contribute to their local community
- Ensuring that former Service men and women who have urgent housing needs are given 'additional preference' (i.e. high priority) for social housing

8.3 Once the Government statutory guidance has been published, a further review will be undertaken to consider what further changes, if any, are needed. Redditch Borough Council's Home Choice scheme will also be reviewed in line with the new government guidance.

9. Use of Private Rented Sector Tenancies

9.1 Local Authorities will be able to discharge their duty to homeless households with an offer of suitable accommodation in the private rented sector provided the tenancy is for a minimum of one year and is suitable for the household. The government will be developing new guidance on assessing suitability to accompany this new power.

Worcestershire Principles

9.2 The private rented sector in the county is complex and differs in availability and affordability between the districts. Market research undertaken as part of the Worcestershire SHMA 2012 highlighted a countywide trend of a lettings market restricted by the lack of available property due to both the withdrawal of the buy to let investor from the market and the growing trend for people to remain within their rental property for increasing amounts of time.

9.3 This market research further identified the following district specific trends:

Worcester City

9.4 Within Worcester the University of Worcester has changed the private rental market in recent years with increased demand from buy to let landlords which seek to cater for the student market. Overall across Worcester the lettings market is performing well with increasing demand. The absence of available supply was noted as being further compounded by the declining numbers of forced landlords who are beginning to move their property on to the sales market. The market remains very price sensitive and rental levels are a determining factor in whether a property is let.

Malvern Hills

9.5 In Malvern Hills the rental market in the area was coming under increasing pressure not only from first time buyers priced out of the market in the authority but also from an increasing number of households relocating into the authority. Rental demand for houses is particularly strong and is likely to reflect a desire for couples and families to settle in the area but who are waiting until prices re-align themselves and for the sale market to provide greater choice. There is a need

throughout the district for more rental properties as demand continues to outstrip supply.

Bromsgrove

- 9.6 Within Bromsgrove the lettings market remains buoyant with 3 bedroom houses with gardens being in particular demand. Flats are less popular and there is a high turnover rate associated with this property type. There is high demand throughout Bromsgrove and areas close to transport hubs are always popular.

Wychavon

- 9.7 The market in Wychavon should be considered in terms of the individual settlements, given the geographical distance between them and the different market links with adjacent areas. The lettings market has slowed down in Droitwich over the last 12 months but rents have remained stable. In Evesham, the supply of rental properties has started to grow as a result of investors purchasing competitively priced properties. Within Pershore the lettings market is performing well, with all property types in demand.

Wyre Forest

- 9.8 In Wyre Forest there is a high demand for rental properties in Kidderminster in particular but overall rental transactions are relatively low, although demand is considered likely to pick up as a result of pressures not only from would be first time buyers in the authority but those looking to settle in the area and commute to the larger urban areas.
- 9.9 All the Worcestershire district councils offer some form of private rental sector (PRS) access scheme to facilitate households to enter this tenure and reduce the demand on social housing. There are also various schemes offered by partner and voluntary agencies across Worcestershire, providing PRS access services to specific client groups such as single homeless people and ex-offenders. The district councils are all planning to extend their PRS access schemes in the future and see this sector as offering a suitable alternative tenure for those households who would traditionally have entered social housing. The use of the private rented sector will, however, be determined by the local market.

Bromsgrove District Principles

- 9.10 Bromsgrove Council operates a rent bond scheme for over 25's and funds an additional scheme for under 25's through an organisation that specialises in dealing with young people.
- 9.11 The Authority regulates the licensing of 3 storey Houses in Multiple Occupation and licenses are granted to properties achieving the required standards.
- 9.12 The current rent bond scheme operated by the Council is prioritised to assist customers who are at risk of becoming homeless, rather than those to whom a full homeless duty is owed. However, with the enactment of the Homelessness provisions within the Localism Act

2011, it is anticipated that the Council will be able to use the private rented sector to discharge its homeless duty in the future.

- 9.13 Any use of the private rented sector in this way will always involve a rigorous assessment of the suitability of this option, including an assessment of affordability, and the Council will only exercise this power where it considers that the private rented sector represents an appropriate solution to a household's housing need. Any decision to discharge duty in this way will be subject to the usual homeless appeal process. The use of this power will be closely monitored to ensure that private rented sector tenancies can be sustained over a medium to long term and do not result in repeat homelessness.
- 9.14 All properties let through the Council's private rented sector access schemes must be in good repair, warm, secure and free from health and safety hazards. The rent charged should also be at or below local housing allowance levels for the District. Where rent charged exceeds local housing allowance, the Council's agent must be satisfied that the property is affordable for the tenant and that any top up is reasonable.

10. Governance

- 10.1 The Worcestershire Strategic Tenancy Framework and principles will be reviewed annually by the Worcestershire Strategic Housing Managers Group to ensure that it remains consistent with the sub regional allocations policy and the Worcestershire Homelessness Strategy.
- 10.2 The individual RP's are responsible for their individual tenancy policies which will be published to provide transparency, enabling local communities to understand clearly how social landlords are responding to local needs and priorities.

11. Legislation

In addition to the Localism Act 2011, Bromsgrove District Council expects Registered Providers to have regard to the Welfare Reform Act 2012, the Equalities Act 2010, Human Rights Act 1998, Articles 6 & 8 of the European Convention on Human Rights and any other relevant legislation framing their tenancy policies.

12. Consultation

This draft strategy will be subject to a consultation period running from XXX April until XXX May 2012. Relevant partners, stakeholders and housing applicants will be included in this consultation process and their feedback will be used to develop the final strategy.