

RIGHT TO BUY DECLARATION FORM

IMPORTANT: You can only exercise the Right to Buy if you are a secure tenant of the property you are purchasing and it is your only or principal home. It must continue to be your only or principal home throughout the duration of your Right to Buy application, so you must tell us immediately if your circumstances change.

We will carry out comprehensive checks at every stage of your Right to Buy application. The information you provide may be shared and verified with organisations such as credit reference agencies, Council Tax and Housing Benefit. This is so we can detect and prevent illegal activity, such as fraud and identity theft.

If you apply for the Right to Buy and either give false information or withhold information, you may be prosecuted Page 12 of the RTB1 application form tells you this. Remember that if we uncover evidence of fraud after you have bought the property you can still be prosecuted.

In order for us to process your Right to Buy application you (and all joint applicants) must complete and return the declaration shown below. If you are unsure as to what is meant by “secure tenant,” “only or principal home” or any other legal term you should seek professional legal advice. Do not sign the declaration until you have read it and understood it.

DECLARATION

Address:

I certify that the information I have given on my Right to Buy application is true and complete. I authorise Hackney Homes to check any/all details I have supplied with any other agencies. I understand that the property I am applying to buy must be my only or principal home both now and throughout the duration of my application. I am aware that I must inform Hackney Homes about any changes in my circumstances immediately. I understand that if I provide false information or withhold information I may be prosecuted at any time.

<p>Applicant 1: Name: Signature: Date:</p>
<p>Applicant 2: Name: Signature: Date:</p>
<p>Applicant 3: Name: Signature: Date:</p>
<p>Applicant 4: Name: Signature: Date:</p>

**This form should be sent with the RTB1 application form to the following address:
Hackney Homes Ltd, RTB Team, Christopher Addison House, 72 Wilton Way,
London, E8 1BJ (tel 020 8356 5668).**



Notice Claiming the Right to Buy

This notice is for use by certain secure tenants of local authorities, and of certain housing associations and other bodies, who wish to claim the right to buy their homes.

Before filling in each part of this notice please read the notes relating to that part and the information pack which should have been provided by your landlord.

You may also find it helpful to read the Government booklet *Your Right to Buy Your Home*. You can get a copy from your landlord or a Citizens Advice Bureau or by writing to Communities and Local Government Publications, PO Box No 236, Wetherby, West Yorkshire, LS3 7NB.

If you need further advice you can get help from a Citizens Advice Bureau or you can consult a solicitor. Help with the cost of advice from a solicitor may be available under the Legal Aid Scheme.

When you have filled in this notice, take it or send it by recorded delivery to your landlord. If you take it by hand, ask for a receipt. Keep a copy of the completed notice yourself.

Part A: The property

Give the following details:

Address of the property you wish to buy
(including postcode)

Name of your landlord

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Note

You can only claim the right to buy the property of which you are a tenant. It does not matter whether it is a house or a bungalow, a flat or a maisonette – the right to buy can still apply.

Part B: The tenant(s)

Give the following details for each tenant of the property:

Surname	Other names	Title	<i>Is the property the tenant's only or principal home?</i>				<i>Does he or she wish to buy?</i>			
			Yes	No	Yes	No	Yes	No		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Notes

1. You may be a tenant if your name appears on the tenancy agreement, rent book or rent card. If you are unsure whether you are a tenant, you should check with your landlord.
2. You can only claim the right to buy if the property is your only or principal home. If you are applying to buy jointly with other tenants, only one tenant need satisfy this requirement.
3. **The agreement of any tenant who does not wish to buy must be obtained before you claim the right to buy. They should sign Part G of this notice. Their tenancy will end when you buy the property.**

Part C: Family member(s) sharing the right to buy

If you wish to share the right to buy with any family member who is not a tenant, give their details below:

Surname	Other names	Title	<i>Please tick appropriate box</i>			
			<i>Is the property the family member's only or principal home?</i>		<i>Has he or she lived with the tenant throughout the last 12 months?</i>	
			Yes	No	Yes	No
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Relationship to tenant						
<input type="text"/>						

Surname	Other names	Title	<i>Please tick appropriate box</i>			
			<i>Is the property the family member's only or principal home?</i>		<i>Has he or she lived with the tenant throughout the last 12 months?</i>	
			Yes	No	Yes	No
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Relationship to tenant						
<input type="text"/>						

Surname	Other names	Title	<i>Please tick appropriate box</i>			
			<i>Is the property the family member's only or principal home?</i>		<i>Has he or she lived with the tenant throughout the last 12 months?</i>	
			Yes	No	Yes	No
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Relationship to tenant						
<input type="text"/>						

Notes

1. You may share the right to buy with up to three family members who are not themselves tenants, if the property is their only or principal home. Unless your landlord agrees otherwise, the family members must also:
 - be your husband, wife or civil partner; or
 - have lived with you throughout the last 12 months.
2. A person who lives with you:
 - as your husband or wife but who is not married to you; or
 - as if you were civil partners but who is not your registered civil partner,is regarded as a family member.

If you are unsure whether someone qualifies as a family member for this purpose, you should check with your landlord.

Part D: Qualification and discount

Please read these notes before filling in the table(s) on pages 5–9.

1. **If you were a public sector tenant before 18 January 2005**, you must have been a tenant for a qualifying period of at least two complete years to be eligible to buy your home. You are then also eligible for a discount. Your discount cannot be greater than the maximum discount for the area in which you live; see the booklet *Your Right to Buy Your Home*. However, subject to that limit, your discount is 32 per cent if you are a tenant of a house, and 44 per cent if you are a tenant of a flat, plus any extra discount for additional complete years as a public sector tenant. If you are buying a house, you are eligible for one per cent more discount for each additional complete year, up to a maximum limit of 60 per cent. If you are buying a flat, you are eligible for two per cent more discount for each additional complete year, up to a maximum limit of 70 per cent.
2. **If you became a public sector tenant for the first time on or after 18 January 2005**, you must have been a tenant for a qualifying period of at least five years to be eligible to buy your home. You are then also eligible for discount. Your discount cannot be greater than the maximum discount for the area in which you live; see the booklet *Your Right to Buy your Home*. However, subject to that limit, your discount is thirty five per cent if you are a tenant of a house, and fifty per cent if you are a tenant of a flat, plus any extra discount for additional complete years as a public sector tenant. If you are buying a house, you are eligible for one per cent more discount for each additional complete year, up to a maximum limit of sixty per cent. If you are buying a flat, you are eligible for two per cent more discount for each additional complete year, up to a maximum limit of seventy per cent.
3. You need not have spent the full qualifying period in your present home or with your present landlord, and in some circumstances periods which another person (such as your husband, wife or civil partner) has spent as a public sector tenant or armed forces occupier can count towards your qualifying period.

A public sector tenant is a tenant of one of the public sector landlords listed at the end of this form who occupies the property as their only or principal home. This may include an employee living in accommodation provided in connection with their job.

An armed forces occupier is a person who occupies accommodation provided for them as a member of the regular armed forces of the Crown.

1. Present and previous tenancies

This section must be completed by each tenant of this property who wishes to be included in this right to buy application. **Each tenant applying jointly should fill in a purchaser's name box and add the relevant details.**

Please give details:

- of your present tenancy of the property
- in relation to any periods in the past when you were a public sector tenant or an armed forces occupier.

Purchaser's name:

Period		Name of tenant(s) (or member of armed forces)	Address of property (not required for armed forces accommodation)	Name of landlord (or branch of armed forces)
from month/year	to month/year			

Purchaser's name:

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Purchaser's name:

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2. If you are married or a civil partner and you are living with your husband, wife or civil partner.

Please give details in relation to any periods when your husband, wife or civil partner:

- was previously a public sector tenant or an armed forces occupier
- was previously married to another person or previously had a different civil partner and lived in a property of which that person was a public sector tenant or an armed forces occupier.

But these details should only be completed if you are a tenant of this property **and** you wish to be included in this right to buy application.

Each tenant applying jointly should fill in a purchaser's name box and add the relevant details.

Purchaser's name:

Period		Name of tenant(s) (or member of armed forces)	Address of property (not required for armed forces accommodation)	Name of landlord (or branch of armed forces)
from month/year	to month/year			

Purchaser's name:

Period		Name of tenant(s) (or member of armed forces)	Address of property (not required for armed forces accommodation)	Name of landlord (or branch of armed forces)
from month/year	to month/year			

Purchaser's name:

Period		Name of tenant(s) (or member of armed forces)	Address of property (not required for armed forces accommodation)	Name of landlord (or branch of armed forces)
from month/year	to month/year			

3. If you are separated, divorced or your civil partnership has been dissolved.

Please give details in relation to any periods when you were living in a property of which your separated or former husband, wife or civil partner was a public sector tenant or an armed forces occupier.

But these details should only be completed if you are a tenant of this property **and** wish to be included in this right to buy application. Each tenant applying jointly should fill in a purchaser's name box and add the relevant details.

Purchaser's name:

Period		Name of tenant(s) (or member of armed forces)	Address of property (not required for armed forces accommodation)	Name of landlord (or branch of armed forces)
from month/year	to month/year			

Purchaser's name:

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Purchaser's name:

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4. If your husband, wife or civil partner has died and you were living together when he or she died.

Please give details in relation to any periods when your deceased husband, wife or civil partner:

- was a public sector tenant or an armed forces occupier
- was previously married to another person or previously had a different civil partner and lived in a property of which that person was a public sector tenant or an armed forces occupier.

But these details should only be completed if you are a tenant of this property **and** wish to be included in this right to buy application. Each tenant applying jointly should fill in a purchaser's name box and add the relevant details.

Purchaser's name:

Period		Name of tenant(s) (or member of armed forces)	Address of property (not required for armed forces accommodation)	Name of landlord (or branch of armed forces)
from month/year	to month/year			

Purchaser's name:

Period		Name of tenant(s) (or member of armed forces)	Address of property (not required for armed forces accommodation)	Name of landlord (or branch of armed forces)
from month/year	to month/year			

Purchaser's name:

Period		Name of tenant(s) (or member of armed forces)	Address of property (not required for armed forces accommodation)	Name of landlord (or branch of armed forces)
from month/year	to month/year			

5. Tenants who have taken over a public sector tenancy from a parent.

A tenant who has taken over a parent’s public sector tenancy may be able to count, for qualification and discount, periods after the age of 16 living in a property of which a parent was a public sector tenant.

If this heading applies to you, give details in relation to any periods when:

- you were over the age of 16 and living with a parent who was a public sector tenant
- a person to whom you are or were married, or who is or was your civil partner, was over the age of 16 and living with a parent who was a public sector tenant
- a person who:
 - was previously married to your husband, wife or civil partner; or
 - previously had a civil partnership with your husband, wife or civil partner,
 was over the age of 16 and living with a parent who was a public sector tenant.

But these details should only be completed if you are a tenant of this property **and** wish to be included in this right to buy application. Each tenant applying jointly should fill in a purchaser’s name box and add the relevant details.

Purchaser’s name:

Period		Name of tenant(s) (or member of armed forces)	Address of property (not required for armed forces accommodation)	Name of landlord (or branch of armed forces)
from month/year	to month/year			

Purchaser’s name:

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Purchaser’s name:

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Part E: Previous discount

Give details below of any previous purchase, at a discount, from a public sector landlord (see the list of public sector landlords at the end of this form) which you or your husband, wife or civil partner, or deceased husband, wife or civil partner, have made. If you are applying to buy jointly with others, give details in relation to each purchaser.

Address of property	Name of public sector landlord	Date of purchase (month/year)
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	Name of previous purchaser	
<input type="text"/>	<input type="text"/>	

Address of property	Name of public sector landlord	Date of purchase (month/year)
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	Name of previous purchaser	
<input type="text"/>	<input type="text"/>	

Note

The amount of any discount on a previous purchase from a public sector landlord, less any sum later repaid, may be deducted from the discount allowed on your present purchase.

Part F: Tenants' improvements

Give the following details of any tenants' improvements to the property:

Description of improvements

Name of tenant who made the improvement

Notes

1. When the property is valued to fix the price, any improvements which you have made will not be included in the valuation. You should give details of any improvements which you think may affect the valuation, eg central heating, double glazing, a fitted kitchen or a new bathroom suite.
2. The value of improvements will also be ignored where they were carried out by either:
 - your predecessor in the same tenancy (including an introductory tenancy at the start of the tenancy);
or
 - a family member who was a secure or introductory tenant of the property immediately before you under a different tenancy.

If you are unsure whether someone qualifies as a family member for this purpose you should check with your landlord.

Part G: Signatures

Warning: If you give false information or withhold relevant information you may be prosecuted.

To be completed by each tenant wishing to buy:

- I claim the right to buy
- As far as I know, the information given in this notice is true

Signature

Surname

Other names

Date of birth

Date

Daytime telephone number (if any)

Signature

Surname

Other names

Date of birth

Date

Daytime telephone number (if any)

Signature

Surname

Other names

Date of birth

Date

Daytime telephone number (if any)

Signature

Surname

Other names

Date of birth

Date

Daytime telephone number (if any)

To be completed by each family member (who is not a tenant) sharing the right to buy:

- I agree to share the right to buy
- As far as I know the information given in this notice is true

Signature	Surname	Other names	Date
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

To be completed by each tenant not wishing to buy:

(Your tenancy will end if the purchase goes ahead)

- I do not wish to claim the right to buy
- I agree to the above purchaser(s) exercising the right to buy

Signature	Surname	Other names	Date
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

What happens next?

Your landlord must reply to your claim by either admitting or denying the right to buy. If the right to buy is denied, reasons must be given. Your landlord has four weeks to reply unless the period on which you rely to qualify for the right to buy includes a period spent as a tenant of another landlord. In that case your landlord must reply within eight weeks.

After admitting your right to buy, your landlord must notify you of the proposed terms of sale, including the purchase price. At that stage you must decide whether to go ahead with the right to buy or to withdraw your application.

This notice does not commit you to buying the property. You may withdraw at any time before completion by notifying your landlord in writing.

Public sector landlords (see Parts D and E)

Community councils
Local authorities
New town corporations
Parish councils
Urban Development Corporations

Housing Action Trusts
Registered Social Landlords (but not co-operative housing associations)

Government departments
Ministers of the Crown
Secretary of State (in some circumstances)

Area electricity boards
Fire and rescue authorities
Internal drainage boards

National Health Service trusts and foundation trusts
Passenger transport executives
Police authorities
Water authorities

AFRC Institute for Grassland and Animal Production
Agricultural and Food Research Council
British Airports Authority
British Broadcasting Corporation
British Coal Corporation
British Gas Corporation
British Railways Board
British Steel Corporation
British Waterways Board
Central Electricity Generating Board
Church Commissioners

Civil Aviation Authority
Coal Authority
Electricity Council
English Sports Council
Environment Agency
Historic Buildings and Monuments Commission
for England
Housing Corporation
Lake District Special Planning Board
Lee Valley Regional Park Authority
Medical Research Council
National Bus Company
Natural England (in some circumstances)
Natural Environment Research Council
Peak Park Joint Planning Board
Post Office
Science and Engineering Research Council
Sports Council
Transport for London
Trinity House (in some circumstances)
United Kingdom Atomic Energy Authority
United Kingdom Sports Council

In Wales

Countryside Council for Wales
National Assembly for Wales (in some
circumstances)
National Library of Wales
National Museum of Wales
Sports Council for Wales

In Scotland

Councils
Development Corporations
Housing Associations (in some circumstances)
Water authorities
Commissioners of Northern Lighthouses
Highlands and Islands Enterprise
North of Scotland Hydro-Electric Board
Scottish Homes
Scottish Natural Heritage
Scottish Sports Council
South of Scotland Electricity Board

In Northern Ireland

District Councils
Education and Library Boards
Registered housing associations
Fire Authority for Northern Ireland
Northern Ireland Electricity Service
Northern Ireland Housing Executive
Northern Ireland Policing Board
Northern Ireland Transport Holding Company
Sports Council for Northern Ireland

In respect of housing co-operative agreements

In England and Wales, a local housing authority,
new town corporation or the Development Board for
Rural Wales. In Scotland, a local housing authority.

And any predecessor of these landlords.