

Housing Revenue Account (HRA) - Rents and Charges 2021/22

Cabinet

Date: 3rd February 2021

Author: Cabinet Member for Housing and Public Safety
Cabinet Member for Highways, Maintenance and Waste Services
Director of Housing

Wards: All

Parishes Affected: All

1. Purpose and Reasons

- 1.1 To present the proposed rents, service charges, support charges for 2021/22 and proposed Housing Revenue Account (HRA) budget for 2021/22.
- 1.2 The effective management of financial resources through robust financial management processes underpins the Council's ability to achieve its plans and priorities for the HRA.
- 1.3 The funding that is provided from rents is of direct benefit to all tenants as it contributes to the maintenance of the housing stock over both the short and long term.
- 1.4 This will promote the Council's Corporate priorities One and Four to "Improve Infrastructure and housing to support a growing, low-carbon economy" and "Help people to help themselves while always protecting our most vulnerable children and adults."

2. Recommendations

Cabinet is invited to recommend to the Council as follows (Minute for Confirmation) that Council:

- 2.1 Approves the proposed average social rent for Housing Revenue Account (HRA) dwellings for 2021/22 of £82.55 per week (52 week basis), which is an increase of 1.5% (£1.22 per week per average dwelling). The range of increases are shown in paragraph 3.7.
- 2.2 Authorises the Director of Housing to seek authority from the Secretary of State to extend permission to continue providing a budget of £200k within the HRA for payments to Council's tenants under the Discretionary Housing Payments scheme in 2021/22 as detailed at paragraphs 3.22.
- 2.3 Approves the housing related support charges for 2021/22 and service charges for 2021/22 as outlined in Appendix 2.
- 2.4 Approves the leaseholder service charges for 2021/22 as shown in Appendix 3.

Further information on the subject of this report can be obtained from Karl Read, tel: 07824 081182, ksread@swindon.gov.uk.

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- 2.5 Approves both the Housing Revenue Account (HRA) proposed budget 2021/22, set out in Appendix 4, and the HRA Capital Budget and Funding as set out in Appendix 5.
 - 2.6 Approves the draft 5 year capital projects and planned maintenance programme at an indicative funding level of £16.0m (2020/21 prices) for 2021/22 as shown in Appendix 5.
 - 2.7 Approves the revision to the budget for the two bungalow schemes in the New Development Programme of £800k included in Appendix 5 reflecting **additional costs associated with our commitment to delivering low carbon energy efficient homes.**
 - 2.8 Authorises the Director of Housing to undertake a new acquisition programme and approves the acquisition programme budget of £8m for 2021/22 in accordance with paragraph 3.18, to include the purchase of 1-4 bedroom properties to help meet priority housing needs arising from homelessness and clients supported by Adult Social Care.
 - 2.9 Authorises the increase in rents charged on General Fund properties in line with the Government's Direction on the Rent Standard 2019 also applied to Housing Revenue Account rents. This allows for rent increases of up to the Consumer Price Index (CPI) for the September of the preceding financial year, plus 1%. Increases for 2021/22 will therefore be capped at 1.5%.
 - 2.10 Authorise the service charges for General Fund properties for 2021/22, as shown in Appendix 6.
 - 2.11 Authorise the charges for Private Sector Leased (PSL) accommodation for those accepted as homeless to remain at the pre-Covid 2020/21 Local Housing Allowance rates as set out in Appendix 6.
 - 2.12 Notes that any underspend or overspend on the 2020/21 Housing Revenue Account be managed through the general revenue reserves.

3. Detail

- 3.1 The Housing Revenue Account (HRA) is a statutory account set up in accordance with the Local Government and Housing Act 1989. This is a significant budget for the Council amounting to £50.8m of Gross Income in 2021/22 (a budget overview is provided at Appendix 1). The account is ring fenced and cannot be subsidised by the General Fund or vice versa.
- 3.2 The HRA contains all expenditure relating to the Council's landlord function of circa 10,259 dwellings, including 4 supported housing schemes, 31 sheltered schemes, as well as some commercial premises. Income is generated through rents, charges and interest received on balances.

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Housing Revenue Account (HRA) Rents and Charges

- 3.3 Swindon's Housing Revenue Account (HRA) receives the majority of its income from the charges it levies upon its tenants. Tenants can pay up to 3 elements for their homes:
- 3.3.1 **Rent** - a charge for the occupation of a dwelling. Rents pay for the management and maintenance of the properties.
 - 3.3.2 **Service charge** - additional services which may not be provided to every tenant, or which may be connected with communal facilities e.g. a caretaker service.
 - 3.3.3 **Support charge** - additional services to help tenants maintain their tenancies i.e. the Supported Housing Officer service in supported accommodation and the Homeline alarm system.

Government Rent Policy and Capital Investment

- 3.4 This year, 2020/21, represents the first year in the last 5 where rents were increased. Under the Welfare Reform and Work Act 2016, the previous 4 years saw a year on year 1% rent reduction that had a significant impact on the rent income generated and therefore, the funding available for capital investment. The HRA lost approximately £18m of capital investment up until 2019/20.
- 3.5 The Government introduced a rent policy from 2020/21 that reverted to the previous system where rents can rise up to a cap of CPI + 1%. Based on the September CPI, this would be a cap of 1.5% in 2021/22. This is increasingly important because of the much needed investment required in the Council's non-traditionally built homes and upgrades required to the sheltered housing stock.

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- 3.6 Tenants have been consulted on just the one proposed increase for 2021/22, providing for an increase of 1.5% based on the preceding September CPI rate plus 1%. This is 1.2% less than the 2.7% increase in 2020/21. It is also significantly below the assumed increases in previous business plans where rent increases were assumed to rise by an historic average figure of 3%. Importantly the increase will allow for a small increase in capital investment from £15.8m to £16m in 2021/22 to bring additional improvements to tenants' homes.
- 3.7 Table 1 shows the social rent increase by property size and the range of increases within that band. The historical rent calculation formula means that there is no "average" property within the stock as the rent for each property is based on a combination of the number of bedrooms and the 1999 property value. Government policy assumes that all properties will move to their target rent when they become void which is why rent for

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new tenants remain at a higher rate. As a result of a significant amount of the HRA stock not reaching their target rents there is still a wide range of actual rents being paid.

Table 1 Average and range of social rents by property size (52-week basis)

No. of properties at Oct 2020	No. of Bedrooms	Actual Rents at Oct 2020	2021/22 Rents assuming a 1.5% increase	Net Change in rent	Lowest rent per week	Highest rent per week
262	Bedsits	66.86	67.86	1.5%	59.32	71.22
3,172	1	74.38	75.50	1.5%	61.72	86.25
2,685	2	81.48	82.70	1.5%	69.86	95.01
3,503	3	87.56	88.88	1.5%	77.04	114.99
184	4	100.55	102.06	1.5%	83.76	132.00
4	5	106.07	107.66	1.5%	81.90	114.18
0	5>					
9,810	Overall	81.33	82.55	1.5%		

- 3.8 The table excludes the “affordable rent” properties whose rents are calculated on a different basis to social housing rents as they are a product of the growing housing development programme. There are currently approximately 447 affordable rented properties within the HRA stock. The table below shows the averages for the affordable rented properties.

Table 2 Average and range of affordable rents by property size (52-week basis)

No. of properties at Oct 2020	No. of Bedrooms	Actual Rents at Oct 2020	2021/22 Rents assuming a 1.5% increase	Net Change in rent	Lowest rent per week	Highest rent per week
2	Bedsits	66.73	67.73	1.5%	0.00	0.00
87	1	94.27	95.68	1.5%	79.28	110.33
171	2	106.04	107.63	1.5%	85.20	137.34
159	3	127.03	128.93	1.5%	55.23	161.12
25	4	138.23	140.30	1.5%	53.91	172.68
0	5	0.00	0.00	0.0%	0.00	0.00
3	5>	251.22	254.99	1.5%	242.84	262.94
447	Overall	113.81	115.52	1.5%		

- 3.9 Appendix 1 provides a high-level budget and Appendix 4 shows the HRA budget in more detail. The following paragraphs outline the major movements (key variances) from the 2020/21 base budget to the proposed 2021/22 budget. This section will also bring to Members’ attention the short and medium term financial implications and challenges facing Swindon’s HRA.

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- 3.10 The current HRA debt will stand at £99 million on 1 April 2021 and the average interest rate for this is 3.32%. Although a policy of debt reduction in recent years has reduced the Council's HRA debt, the interest payments on the remaining debt are still significant, and for 2021/22 the interest payment will be £3.3m (item 26, Appendix 4).
- 3.11 The budgeted cost of revenue repairs (item 3 & 4, Appendix 4) has increased slightly from the £12.0m budget in 2020/21 to £12.7m. This reflects an increase in the responsive work being completed by the Repairs teams and their associated costs.
- 3.12 The proposed budget includes a bad debt provision of £600k for 2021/22. Collection rates have improved in recent years but this budget provision allows for ongoing challenges as a result of the continued uptake of Universal Credit for tenants and potential pressures on paying rents due to the pandemic. It is standard practice to make an allowance for bad debts, officers will continue to make inroads to keeping amounts owed as low as possible. Excellent work has been done to stabilise rent loss by ensuring a high collection rate (as at December 2020 this stood at 95.00% which is slightly lower than the December 2019 performance of 96.65 %). It is anticipated that this difference will be recovered before financial year end. The allowance is included in item 11, Appendix 4.

Capital Programme

- 3.13 The HRA Capital Improvement Programme covers 3 major areas, these are:
- 3.13.1 Capital projects e.g. kitchens & bathrooms, insulation improvements including a more comprehensive External Wall Insulation (EWI) programme on non-traditional properties, which will bring these properties up to date.
- 3.13.2 Planned maintenance programme e.g. fencing, paths, electrical maintenance, heating
- 3.13.3 Regeneration, acquisition and new build programme.

Capital Projects and Planned Maintenance

- 3.14 The capital projects and planned maintenance programme has been set at £16m for 2021/22 (Item 6, Appendix 4) slightly higher than the 2020/21 funding level of £15.8m. Appendix 5 provides a summary of the retained Right-to-buy (RTB) income that is available for investment in new build programmes.
- 3.15 Any other new build and major regeneration programmes will be brought to Cabinet for separate approval and will take account of the Housing Strategy. Following the removal of the borrowing cap at the end of October 2018, regeneration and new build opportunities can take advantage of additional borrowing where required as well as

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capital receipts from Right-to-buy sales, Section 106 funding for affordable housing and Government funding from Homes England (HE). Appendix 5 identifies an anticipated spend on the Housing Development Programme of £10m in 2021/22. This includes works on the Queens Drive development delivering 149 homes and two bungalow developments at Ventnor Close (8 units) and Ashley Close (3 units). The estimated cost of these last two schemes has increased by £0.8m due to inflationary costs associated with the construction industry including the cost of materials, market forces relating to the shortage of local skilled labour and changes to Part L and Part F of the Building Regulations for new dwellings. There are additional costs associated with our commitment to delivering low carbon energy efficient homes, this includes our target to achieve an EPC A rating where possible, Triple Glazing, PV panels, Air Source Heat Pumps, Mechanical Ventilation & Heat Recovery, Improved fabrics to reduce heat loss.

- 3.16 A draft 5-year capital programme is included at Appendix 5. The purpose of recommending a 5-year programme rather than for just 1 year is to enable better forward planning and provide certainty. The programme will be kept under review as the Government develops its rent policies. It is recommended that the indicative level of spend outlined in Appendix 5 be approved.

Regeneration and Acquisition

- 3.17 Alongside the current Regeneration programme, which includes Queens Drive and a number of smaller bungalow projects, the HRA has been acquiring properties as part of a £4m acquisition programme agreed as part of last year's budget setting. It is essential the Council uses this fund to acquire all property types, including 1 to 4 bed general purpose properties, bungalows, adapted properties, wheelchair accessible properties, and properties that meet the needs of Adult Social Care clients. It should be noted that the use of right-to-buy receipts from its sale of council houses also enables, in part, the avoidance of repayment of these receipts to the Government, which it would otherwise have had to do within three years of the right-to-buy sale. So far, since 2017/18, we have purchased 129 properties which are included in the Additions column in the table below. Sales of council houses during the same period were 214.

Table 3 – Stock movements 2017/18 to 2020/21

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	RTB Sales	Additions	Demolitions / Other Changes	TOTAL stock
2017/18	-59	53	28	10,299
2018/19	-66	119	-52	10,300
2019/20	-52	32	1	10,281
2020/21 to Dec 20	-37	15	0	10,259

- 3.18 The current acquisition programme is likely to come to an end at the end 2020/21, but the need for the HRA to maintain levels of purchasing additional properties to address homelessness pressures remains. The required use of right-to-buy receipts over the next few years is steadily increasing as a result of RTB sales in the previous 3 years. During 2021/22, the HRA will have to spend £8.7m on development and acquisitions to avoid repaying RTB receipts to the Government. For this reason, it is proposed to approve a £8m acquisition programme in 2021/22 which combined with existing build programmes will ensure no RTB monies will need to be repaid to Government. The scope of this programme will include the purchase of all property types including 1-4 bedroom properties to help meet priority housing needs arising from homelessness and clients supported by Adult Social Care.

General Fund Rents and Service Charges

- 3.19 Rent charges for the residential properties owned by the General Fund (including the David Murray John Tower - DMJ) have followed the same rent setting approach as used for HRA properties. A review of the service charges for these properties has resulted in no changes for 2021/22 as outlined in Appendix 6 and it is recommended that the charges for the General Fund properties be approved.

Homelessness Contributions

- 3.20 The level of homelessness contributions for private leased accommodation has historically been linked to the Local Housing Allowance (LHA) that is payable for each size of property. This enables a degree of affordability for tenants whilst also reducing costs on the homelessness budget. During 2020/21 an issue has emerged whereby the gap between rent charged to tenants that attracts housing benefit, and the housing benefit subsidy received by the Council to cover the housing benefit costs has widened. For this reason, it is proposed to keep the charges for 2021/22 the same as those used in 2020/21, thereby ensuring this gap in funding does not widen as shown in Appendix 6.

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Affordable Rents

- 3.21 Affordable Rents were based historically on 80% of the Local Housing Allowance. The current method is to base them on 80% of Market Rent as per the latest Homes England guidance as set out in 2018 on new build schemes. There are currently 447 affordable rent properties. However, affordable rents are subject to the same restrictions as social rents in terms of the Government imposed rent increases and therefore the budget has been prepared on the basis of a 1.5% rent increase on 2020/21 levels.

Discretionary Housing Payments Fund (DHP)

- 3.22 Following a ground breaking initiative achieved by the Council a specific Secretary of State approval has been rolled out nationally allowing all local authority HRAs to provide a Discretionary Housing Payments Fund (DHP) for tenants struggling with specific Welfare Reforms. For 2021/22 it is proposed to set this at £200k subject to Secretary of State Consent. In 2020/21, it is anticipated that we may spend below this level, although demand for this may increase due to the economic pressures of the pandemic.

Support and Service Charges

- 3.23 Indications on the price of utility services have shown that there are likely to be some increases in these costs for 2021/22. Where reserves exist due to over-recovery in previous years, these reserves have been used to mitigate any increased charges where possible. As a result, many of the service charges have therefore avoided any significant increases. Full details of all service charges can be found in Appendix 2.

Leaseholder Service Charges

- 3.24 Leaseholders are recharged the full cost of providing services. The charges proposed for leaseholders are shown in Appendix 3.
- 3.25 Administration charges to cover the costs involved in the resale of leases is proposed to increase by 1.5% in line with the Consumer Prices Index (CPI) +1% from £179.40 to £182.09 per transaction as shown in Appendix 3.

Garage Rents and Parking Charges

- 3.26 As a result of an increasing number of garages becoming void during 2020/21, it is proposed to leave garage rents charges for 2021/22 at the same level as 2020/21. The majority of garage rents are now held within the General Fund and managed by the HRA, but this approach to pricing will also apply to cross over spaces linked to properties in the HRA. Details are shown in Appendix 2.

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Provisional Budget for 2021/22

- 3.27 A summary of the budget proposals contained in this report is provided in Appendix 1. This demonstrates the budget is balanced with the operating surplus being used to fund Capital Expenditure without the need to draw on reserves.

HRA Business Plan 2021/22 – 2024/25

- 3.28 Appendix 7 shows the estimated impact of proposals set out in this report on the funding available for investment through to 2024/25, compared with the previous business plan. The overall change in funding available for capital investment is a decrease of £3.8m from £73.6m to £69.8m. The key business plan assumptions are set out below.
- 3.29 CPI and RPI estimates are based on Treasury and ONS (Office of National Statistics) data available at September 2020. Due to the effect of the pandemic on the national economy, CPI was particularly low in September 2020 at 0.5%. The business plan now assumes that this will not rise to 2% until 2024/25, resulting in lower than previously forecast rent increases, and therefore income. This is the primary reason for the reduction in funding available for capital investment over the next 4 years.
- 3.30 A void allowance of 0.96%, which represents lost rent when properties are vacant between tenancies, has been included in the Business Plan for 2021/22. This is the same rate applied in 2020/21 and based on 2021/22 income represents £404k to reflect the increase in rents. This follows targeted improvement action over the last year. Also included in the Business Plan assumptions is a bad debt allowance referred to in para 3.13 of £600k, or 1.43% of rents. This will allow for any increase in rent arrears as a result of the continuing effects of the pandemic. A full and updated HRA Medium Term Resource Plan will be presented to Cabinet early in the new financial year to reflect ongoing performance.

Investment requirements

- 3.31 A budget of £9.327 million has been allocated to replace components such as roof coverings, doors and windows, electrical wiring and central heating etc. in order to maintain homes to the Decent Homes Standard, which is in line with the recommendations of the 2016 Stock Condition Survey. A new Survey will be conducted once the new Decent Homes Standard is published.
- 3.32 A budget of £650k has been set aside for Contingent Major Repairs which may include safety measures, structural and specialist repairs and fire safety works.
- 3.33 A budget of £2.03m has been allocated to deliver external Cyclical Planned Maintenance to ensure that homes continue to be maintained to a good standard.
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- 3.34 We continue to invest in the refurbishment, insulation and maintenance of the non-traditional stock with an allocation of a further £1.0 million. Due to an opted change in the way these works are delivered, internal improvements and component replacements will be undertaken separately. Previously all works were undertaken as part of an external wall insulation programme. This is reflected in the indicative budget with additional funding made available under components.
- 3.35 A budget of £1.23m has been allocated to undertake Improvements such as the refurbishment of door entry systems and communal area upgrades etc.
- 3.36 A budget of £1.5m has been allocated to meet the increasing demand for Major Adaptations to allow residents with any special needs to live independently
- 3.37 We plan to allocate £250k to replace the vehicles for our in-house workforce and any associated infrastructure expenditure for electric/hybrid vehicles. This will also help to reduce the hire of vehicles and enable the Housing Service to increase the use of electric/hybrid vehicles within fleet. These are summarised in Appendix 5.
- 3.38 The investment for extensive refurbishment works to the first of 2 high-rise blocks of flats has been deferred whilst an options appraisal on whether to refurbish or redevelop the blocks is conducted during 2021/21 (Cabinet report dated 4 December 2019 refers).

Consultation

- 3.39 The rent setting presentations to tenants and leaseholders outlined the impact of lower than forecast inflation over the next 4 years and the impact that will have on funding available for capital investment. This is following previous rent reductions of 1% each year in four of the last 5 years. For this reason, tenants have been presented with only the one option, for the 1.5% rent increase in line with Government guidance based on (CPI +1%). Following work with officers to deliver operational savings, increase rentals from acquisitions, the budget for 2021/22 can only be balanced with this level of increase. Any rent increase below this level will require either a reduction in reserves or the funding available for capital investment.
- 3.40 A briefing paper on the Cabinet Report will be discussed at the Housing Management CMAG on the 27th January. Any feedback will be provided at the Cabinet meeting.

4. Alternative Options

- 4.1 The parameters for setting local authority rents are largely controlled by Central Government who have now confirmed that rents for the next 4 years can increase up to a cap based on the previous September's CPI +1%.

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- 4.2 The setting of service charges is a local decision. Service charges should generally be set at a level that recovers the cost of providing those services, but does not make a profit. Should service charges be set lower than at a level that recovers costs, then the deficit will be funded through general rent income and result in less funding available to support capital investment.
- 4.3 The current policy is to repay £5m of HRA debt per annum, which reduces the following year's annual interest payments by £166,000. Cabinet could decide not to repay either some or all of this, which would increase the funding available for capital investment, but would incur additional debt interest charges. Appendix 7 shows how changes in the 2021/22 budget have impacted on the previous business plan through to 2024/25. The current capital programme does have an in year backlog following the impact of covid restrictions, reducing the programme by £5m could allow sufficient time for the programme to catch up, however it would also mean depleting the capital reserve by £5m for future years expenditure in line with the needs of the stock condition survey.

5. Implications, Diversity Impact Assessment and Risk Management

Financial and Procurement Implications

- 5.1 These have been reflected in the body of the report.

Legal and Human Rights Implications

- 5.2 All legal and human rights considerations have been taken fully into account in compiling this report. It is considered that the recommendations of this report are compatible with Convention rights.

Climate Change Impact

- 5.3 The new development and maintenance programmes delivered to date have continually evolved to take on latest practice in addressing climate change, including as an example, the programme of External Wall Insulation (EWI) that was delivered to over 200 properties. Officers continue to work through the emerging requirements to mitigate any adverse carbon impact as new developments are designed and maintenance programmes developed. Examples include the Queens Drive development being constructed to target an Energy Performance Certificate (EPC) A rating where possible, using solar Photo Voltaic (PV) panels and Mechanical Heat Recovery Ventilation (MHRV) to improve energy efficiency. Any new developments will be brought back to the Cabinet Members to consider.
- 5.4 In addition, as the market for electric vehicles expands and develops with larger vans becoming available, work will continue to move towards the use of more electric vehicles as the current fleet is replaced, further reducing carbon emissions.

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All Other Implications (including Staff, Sustainability, Health, Rural, Crime and Disorder)

- 5.5 The continued investment in welfare adaptations and the development of specialist new properties will support those with specific health and care needs such as those with physical disabilities.
- 5.6 Members should note that Care Leavers are also housed and supported within the Housing Revenue Account stock. Additional support is provided for those who need extra help maintaining their tenancies.

Diversity Impact Assessment

- 5.7 A thorough Diversity Impact Assessment was carried out in support of the HRA Rents and Charges proposals and this has been thoroughly reviewed and updated and a copy can be obtained from the report author.
- 5.8 Based on the information contained in this report the following considerations have been made
 - 5.8.1 Setting of local authority rents is subject to Government guidance, which allows local authorities to increase rents by up to 1.5% based on CPI +1%.
 - 5.8.2 A careful balance needs to be struck between affordability and tenants being able to benefit from warmer and healthier homes. For those on the lowest incomes there will be no impact as their rents are covered by Housing Benefit or the Housing element in their Universal Credit claim. Support to enable them to do this is provided both by housing officers and benefits advisers. Housing Officers additionally provide tenants with information on how to claim for the Warm Homes Discount Scheme where they meet the specified criteria in relation to low income to ensure they are aware of the scheme.
 - 5.8.3 The Discretionary Housing Payment scheme funded by both the General Fund and the Housing Revenue Account, subject to Ministerial consent and set criteria, will continue to be available to alleviate hardship by meeting gaps in benefit previously received.
 - 5.8.4 Tenants who fall into rent arrears will be managed according the Council's Rent Arrears Policy for which a Diversity Impact Assessment has also been completed.

Risk Management

- 5.9 Failure to raise enough revenue through rents to fund a capital programme that secures the long-term future of the council's housing stock is an important consideration that is

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part of the rent setting process. The implications of the Government's revised rents regime allowing for increases of up to CPI +1% is set out in Appendix 7.

6. Consultees

- 6.1 The Corporate Director of Finance and Assets (s151 officer) and Chief Legal Officer (Monitoring Officer) are consulted in respect of all reports.

7. Background Papers

- 7.1 None

8. Appendices

- 8.1 All appendices are in a single document

8.1.1 Appendix 1 – Proposed HRA Budget Overview 2021/22.

8.1.2 Appendix 2 – Service charges for 2021/22.

8.1.3 Appendix 3 – Leaseholder charges for 2021/22.

8.1.4 Appendix 4 – Detailed HRA Budget 2021/22.

8.1.5 Appendix 5 – Proposed 5 year HRA Capital Budget and funding.

8.1.6 Appendix 6 – Proposed HGF Rents & Service Charges 2021/22.

8.1.7 Appendix 7 – Comparison of Business Plans showing the impact of proposed budget changes.

9. Key Decision/Decision in Cabinet Work Programme

- 9.1 This item is included in the Cabinet Work Programme for February 2021. This is not a key decision to be made by Cabinet because the final decisions are to be made by full Council on 18th February 2021.