

**Hastings County Community and Human Services
 Hastings Local Housing Corporation
 Administrative Policies and Procedures**

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| SUBJECT : Refusal to Offer Based on Illegal Activity Policy | | |
| APPROVED BY : Hastings County Council | | |
| POLICY #: H.P. / H.L.H.C. 17 | | |
| ORIGINAL ISSUED | SUPERCEDES | CURRENT VERSION |
| March 2020 | | |

PURPOSE

The purpose of this policy is to clarify and record the Applicants that are refused a social housing unit based on the Amendment to Ontario Regulation 367/11 under the *Housing Services Act, 2011*, effective September 23, 2019, s. 50 and s. 77. This policy will allow Housing Providers the right to refuse rent geared-to-income housing to a household if a member of the household was previously evicted from a *HSA*-governed property through an order of the Landlord and Tenant Board based on an illegal act committed in the past five years.

SCOPE

This policy will apply to former Federal/Provincial Non-Profit and Co-operative housing, rent supplement and affordable housing and the Hastings Local Housing Corporation.

REQUIREMENT

The Housing Provider will complete the Verification of Eviction Form and submit it to the Hastings County Social Housing Registry (Tenant Placement Group) whenever they have successfully completed an eviction on the above mentioned terms.

Tenant Placement will record the names of the person or persons as being ineligible for rent-geared-to-income housing for a period of five (5) years.

RESPONSIBILITY

As Service Manager, Hastings County will make ineligible for rent-geared-to-income housing, a person or persons where there was a previous eviction order based on an illegal act involving one or more of the following:

- Production, trafficking, or possession for the purpose of trafficking an illegal drug;
- Illegal production, distribution or sale of cannabis;
- Physical violence or attempted physical violence against another person;
- Physical harm attempted physical harm, or a risk of physical harm to another person;

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- Human trafficking; or
- Use of threats to intimidation of and harassment of another person.

In order to refuse a household, the housing provider must also have reasonable grounds to believe the household would pose a risk to the safety of one or more other people living at the housing property.

All questions must be answered in order for an application to be deemed complete as all questions are relevant and deemed necessary to determine eligibility. Hastings County will make ineligible any Applicant who refuses to self-disclose on their Housing Application that they have been evicted for one or more of the reasons listed above.

REFERENCES

Housing Services Act, 2011
Ontario Regulation 367/11 s.50 and s.77