

SH *notification*

social housing

Amendment to Ontario Regulation 367/11 under the Housing Services Act, 2011 related to tenant transfers between different housing providers in the same Service Manager service area.

Legislation/Regulation

September 23, 2019

Operational

Release: 19-09

The purpose of this notification is to provide an overview of amendments to Ontario Regulation 367/11 under the Housing Services Act, 2011 related to tenant transfers between different housing providers in the same Service Manager service area.

Changes have been made in regulation regarding tenant transfers between different housing providers in the same Service Manager service area. The changes come into effect on January 1, 2020, and include:

1. Paragraphs 2 and 3 of subsection 46(1) is revoked

Paragraphs 2 and 3 of subsection 46 provided that a household must be added to the Service Manager's centralized waiting list if the household was occupying a rent-geared-to-income unit, was receiving rent-geared-to-income and had applied to be added to the list because they wanted to transfer to a unit operated by a different housing provider. The household's application had to be made to the Service Manager and include the required information.

These paragraphs have been revoked and a household living in a rent-geared-to-income unit is no longer required to apply to be added to the centralized waiting list if the household wishes to transfer to a unit operated by a different housing provider in the same service area. Service Managers are not required to place these households on the centralized waiting list.

Service Managers may determine their own processes for managing these types of transfers.

2. Transfers between housing providers

Section 47 sets out rules that must be included in a Service Manager's system for selecting households for a vacant unit.

The regulation is amended to include subsection 47(5.1) which states that a housing provider may, with the approval of the Service Manager, select a household for a vacant unit if the household is occupying a unit operated by a different housing provider in the same service area, is in receipt of rent-geared-to-income assistance and has requested a transfer to a unit

operated by the housing provider in the service area, regardless of whether or not the household is on the centralized waiting list.

The special priority policy applies to the selection.

Further Information

The amended regulation is available through the following hyperlink:

<https://www.ontario.ca/laws/regulation/r19318>.

Should you have any questions, please contact Rhona Duncan, Manager, Community Housing Renewal Unit. Rhona Duncan can be reached by telephone at (416) 585-7228, or by e-mail at rhona.duncan@ontario.ca