

# Guide to the time caps on recurrent charges – residential premises permanently vacated BEFORE 1 April 2014

## 1. Is the village a lease/licence village

YES

NO

Time caps do not apply

## 2. Is the former resident deceased?

YES

NO

Liability ceases from the earliest of:

- a new resident becomes liable to pay recurrent charges; or
- the former resident being paid their premium; or
- **six months** after whichever is the later of:
  - the administering body being given **evidence of death**; or
  - 1 April 2014

Liability ceases from earliest of:

- a new resident becomes liable to pay charges; or
- the former resident being paid their premium; or
- **six months** after 1 April 2014

### Definitions:

**Permanently vacated** means:

- the resident must give the administering body (or the village manager) written notice of the resident's intention to vacate the premises if this is a requirement of the residence contract; and
- the resident or their representatives have removed the resident's goods and belongings from the residential premises; and
- the resident has ceased to reside in the residential premises; and
- the right to exclusively occupy the residential premises has been given up by returning the keys to the premises to the administering body or village manager.

**Evidence of death** means:

- (a) evidence of the grant of probate or letters of administration; or
- (b) other evidence that the administering body accepts as evidence of the former resident's death.