

5. The Affordable Housing Provider (as successor in title to the Owner where applicable) shall allocate each Affordable Dwelling to a person who is considered by the Affordable Housing Provider to be in need of such accommodation and who in the opinion of the Affordable Housing Provider is unable to afford other accommodation on the open market in the locality suitable to the needs of himself and his household because of the relationship between housing costs and income and who immediately prior to such allocation has a local connection with or near to Bovey Tracey.
6. If the Affordable Housing Provider is unable to allocate any of the Affordable Dwellings in the manner referred to in paragraph 5 above then the Affordable Housing Provider shall allocate any such Affordable Dwelling to a person who is considered by the Affordable Housing Provider to be in need of such accommodation and who in the opinion of the Affordable Housing Provider is unable to afford other accommodation on the open market in the locality suitable to the needs of himself and his household because of the relationship between housing costs and income and who immediately prior to such allocation has a local connection with the District.
7. If the Affordable Housing Provider is unable to allocate any of the Affordable Dwellings in the manner referred to in paragraph 5 or 6 above then the Affordable Housing Provider shall subject to the provisions of paragraphs 8 and 9 of this schedule allocate any such Affordable Dwelling to a person or persons ("the nominee") nominated by the Council's Manager for Housing from the Council's list of persons in priority housing need within the District PROVIDED that the Affordable Housing Provider shall have the right to reject an applicant if one of the following criteria is met:
 - 7.1. the nominee has no housing need as defined within the criteria for preference within the Housing Act 1996 (as amended by the Homelessness Act 2002); or
 - 7.2. the nominee is not a suitable tenant as defined within the criteria of the Affordable Housing Provider's allocations and lettings policy; or
 - 7.3. in the case of an Intermediate Dwelling the nominee does not have sufficient funds to purchase the required amount of equity,AND the Affordable Housing Provider has the right, whilst acting reasonably at all times, in respect of each nomination to reject the nominee by giving notice to the Council and such notice shall state the reasons for the rejection and the Council shall have the right to nominate an alternative.
8. In the circumstances set out in paragraph 9 the Affordable Housing Provider shall be released from the obligation under paragraph 7 of this Schedule and shall be entitled to allocate any vacant Affordable Dwelling to any person who is considered by the Affordable Housing Provider to be in need of such accommodation and who in the opinion of the Affordable Housing Provider is unable to afford other accommodation on the open market in the locality suitable to the needs of himself and his household because of the relationship between housing costs and income.
9. The circumstances set out in this paragraph shall be the following:-
 - 9.1. If no nomination is made by the Council's Manager for Housing within two weeks of notification by the Affordable Housing Provider of a vacancy;