

Ownership of a Property through a Family Trust – 3.10

Queenstown Lakes Community Housing Trust

April 2010

Updated May 2018

Background

A request from an applicant for QLCHT to allow assisted ownership households to own their homes through Family Trust's was discussed. The matter was raised when the Shared Ownership programme was first launched and rejected.

In 2010 Trustees looked further into the request from a legal perspective and suggested that changing QLCHT's position would necessitate amendments to the Shared Ownership Agreement at an expense to QLCHT, and recommended QLCHT to retain our current position of not allowing family trusts to be parties to any assisted ownership programmes. By retaining QLCHT's existing policy QLCHT is able to more effectively review a household's income and enforce a staircase if and when appropriate.

Policy Adopted

Family Trusts cannot be used in Shared Ownership or Secure Home programmes transactions, due to the potential for unknown beneficiaries to be recipients, and QLCHT's desire to keep these transactions as simple as possible.