

progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



Direzione generale dell'immigrazione
e delle politiche di integrazione
AUTORITA' DELEGATA



AUTORITA' RESPONSABILE

FONDO ASILO, MIGRAZIONE E INTEGRAZIONE (FAMI) 2014-2020

Progetto



Tuscany Empowerment Actions for Migrants System

MUNICIPALITY OF PISTOIA

**SCHEME OF THE NOTICE FOR THE FORMATION OF RANKINGS AIMED AT THE ORDINARY
ALLOCATION OF PUBLIC RESIDENTIAL BUILDINGS (E.R.P.) YEAR 2021**

THE PERSON IN CHARGE OF THE PERSONAL SERVICE AND SOCIAL INCLUSION POLICIES

GIVEN the Tuscan Regional Law n. 2 of 02/01/2019;

GIVEN the Tuscan Regional Law n. 51 of 06.07.2020 for the maintenance of the regional regulation 2019, Chapter XIII;

HAVING REGARD to the "Regulation of the methods of access, assignment and use of public housing units owned by the Municipality of Pistoia" approved by resolution of the C.C. n. 36 of 03.15.2021;

GIVEN the explanatory circulars sent by the Tuscany Region regarding the clarifications regarding the current reference legislation;

GIVEN the Municipal Council Resolution No. 162 of 14.07.2021 with which the implementation methods of the aforementioned Regulation were established;

GIVEN Regional Law of Tuscany n. 35 of 09.21.2021 "Requirements for participation in the competition announcement for the allocation of ERP accommodation. Conditions for the attribution of scores. Amendments to annexes A and B of the L.R. 2/2019;



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



AUTORITA' RESPONSABILE

GIVEN the managerial determination n° _____ of _____ with which the outline of this announcement is approved, the relative application form and the model for the presentation of any additions and / or appeals to the provisional ranking;

MAKES KNOWN

that from day _____ and up to day _____ this notice is published, launched pursuant to art. 7 of the Tuscan Regional Law n. 2 of 02/01/2019 and subsequent amendments, (from now on L.R.T. n. 2/2019) and aimed at forming the ranking for the ordinary allocation of Public Residential Building (E.R.P.) housing that will become available.

ATTENTION: With the publication of the final ranking relating to this Notice, the effectiveness of the previous ERP Notice and the related final ranking as well as the related special rankings will cease, with consequent filing of the related practices.

Therefore, even those who are currently included in these rankings, if interested in competing for future assignments, must necessarily submit a new application to participate in this notice.

The list of applicants, the related requirements for participation in the notice (Bando), the scores and the timing of the ranking are those described in the following articles.

ARTICLE 1 - APPLICANT SUBJECTS (Article 9 L.R.T. n. 2/2019)

1. The application form is submitted by a person in possession of the requirements referred to in Article 2 of this Call for the entire family unit which must also be in possession of the requirements established by current legislation, except as established by paragraph 2, letters a), b) and bis) of Annex A of LRT 2/2019, which refers only to the applicant. Both new applicants for the assignment of accommodation and already assignees can participate in this notice (Bando).

2. For the purposes of this Notice, a family unit is understood to be made up of a single person, or by the subjects indicated below:

a) spouses who are not legally separated and children who are legitimate, natural, recognized, adopted or in pre-adoptive foster care, cohabiting with them;



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



- b) couples cohabiting date more uxorio;
- c) civilly united persons in fact cohabitants pursuant to law no.76 of 20 May 2016 (Regulation of civil unions between persons of the same sex and regulation of cohabitation);
- d) subjects linked by ties of kinship or affinity, up to the third degree, cohabiting by birth;
- e) subjects linked by emotional ties and subjects linked by purposes of mutual moral and material assistance, cohabiting.

3. Where there is a need for autonomy of family units, the subjects indicated below may not be included in the application, or submit a separate application, even if they are cohabiting in the context of a larger family unit at the date of publication of this document, however referring to the economic situation of the entire family unit of origin:

- a) married couples;
- b) couples who have been cohabiting for at least two years, or civilly united or cohabiting pursuant to Law 76/2016;
- c) the single person with fiscally dependent children;
- d) the single person judicially separated, with loss of the right to housing in the conjugal house.

4. For the purpose of forming a new family unit, the following subjects may also submit a joint application:

- a) the members of couples of future formation;
- b) two or more families each consisting of a single person at the date of publication of the notice.

ATTENTION: It is necessary that for each member of the applicant family, their "marital status" in the Municipal Registry is correctly indicated; that is, the item "marital status" must correspond to the real personal status of the member of the nucleus (single / single, married, divorced, widowed). The wording "unknown and / or unknown" means that the marital status of the family member is not known to the Registry Service of the Municipality of residence and leads to exclusion.

In any case, until the completion of the supplementary phase of the provisional ranking, the applicant's family unit will be able to rectify the data present in the registry, presenting the documentation required to correctly indicate their marital status.



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



ARTICLE 2 - REQUIREMENTS FOR ADMISSION TO THE NOTICE OF COMPETITION (Annex A L.R.T. n. 2/2019)

1. Pursuant to Annex A of the LRT 2/2019, the application to participate in this Notice (Bando) is submitted by subjects who reside in the Municipality of Pistoia or who work there on the date of publication of this Announcement.

The requirements for participation in the Notice for the allocation of ERP accommodation, to be possessed at the date of publication of the same, are the following:

- a) - Italian citizenship or citizenship of a member state of the European Union; foreign citizens have the right of access in accordance with the state provisions governing the matter;
- b) - registered residence or place of stable and exclusive or principal working activity within the territory of the Municipality of Pistoia. The permanence of this requirement must be verified at the time of assignment of the accommodation. In the application for participation in this Notice, the applicant must declare that he has not submitted an application in any other Municipality, penalty: exclusion from the ranking;
- b bis) - absence of final criminal convictions for non-culpable crimes for which a prison sentence of not less than five years is envisaged, or the relative sentence has been executed;
- c) - economic situation such as not to allow, in the aforementioned territorial area, access to the rental of housing in the free market suited to the needs of the family unit. This income situation, determined with the criteria set out in the regulation adopted by decree of the President of the Council of Ministers of 5 December 2013, n. 159 (Regulation concerning the revision of the methods of determination and the fields of application of the Indicator of the equivalent economic situation "ISEE"), must not exceed the threshold of 16,500.00 euro of the ISEE value.

In the case of the subjects referred to in paragraph 3 of the previous Article 1 of this Notice, reference is made, for the purposes of participation, to the ISEE value of the entire nucleus of origin.

In the case of the subjects referred to in paragraph 4, letters a) and b) of the previous Article 1 of this Notice, reference is made, for the purposes of participation, to the ISEE value of each of the families of origin of these subjects who must respect each the limit



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



referred to in the first paragraph of this letter c), or 16,500.00 euros of ISEE value, and, for the purposes of placement in the ranking, at the higher ISEE value of the two.

ATTENTION: If the ISEE certificate contains omissions and / or discrepancies, the applicant must attach the relevant supporting documentation to the application. This documentation must also be attached in the event of omissions and / or discrepancies present in the ISEE certificate relating to the person with whom the applicant intends to establish a family unit for future training.

If the ISEE certification is considered incorrect with respect to the provisions of art. 3 of Prime Ministerial Decree 159/2012 and subsequent amendments with reference to the members of the family unit, the relative application will not be accepted.

d1) - absence of ownership of property or usufruct rights, of use or dwelling on accommodation suitable for the needs of the family unit located at a distance equal to or less than 50 km from the Municipality of Pistoia.

The distance is calculated in the shortest road section, applying the official data provided by the ACI (Automobile Club of Italy).

The accommodation is inadequate for the needs of the family unit when the situation of overcrowding occurs as determined pursuant to art. 12, paragraph 8 of the L.R.T. 2/2019;

d2) - absence of ownership of property rights, usufruct, use and dwelling on properties or shares of them located throughout the Italian territory or abroad, including those where the situation of overcrowding occurs, the total value of which is greater than 25,000.00 euros.

This provision does not apply in the case of properties used for the core work activity.

For properties located in Italy, the value is determined by applying the IMU parameters, while for properties located abroad the value is determined by applying the IVIE (Foreign Property Value Tax) parameters.

The provisions referred to in letters d1) and d2) do not apply when the applicant nucleus owns only one residential property with reference to each of the following cases:



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



- legally separated or divorced spouse who, following a court order, is not the assignee or in any case does not have the availability of the marital home he owns. This provision also applies to families referred to in paragraph 3 of the previous Article 1 of this Notice;
- accommodation declared unfit for use by the Municipality or other competent authority; in the event of a restoration to its original condition, the owner is required to notify the Municipality or the managing body within sixty days;
- accommodation subjected to foreclosure procedure from the date of notification of the provision issued pursuant to Article 560 of the Italian Code of Civil Procedure.

e1) - value of the movable assets not exceeding 25,000.00 euros. This value is calculated by applying to the value of the movable assets declared for ISEE purposes, gross of the deductibles referred to in DPCM n. 159/2013, the equivalence scale provided for by the same legislation.

In the event that the applicant nucleus is different from the registry nucleus for ISEE purposes, the movable assets are not that attributable to the entire nucleus considered by the ISEE, but only to that referred to the applicant or nucleus; the value of the movable assets, wherever held, is detected from the tax documentation necessary for determining the movable component of the asset situation indicator, as defined in Article 5, paragraph 4, of the Prime Minister's decree, 5 December 2013, no. 159. To this value, gross of the deductibles referred to in DPCM 159/2013, the equivalence scale provided for by the same legislation and referred only to the applicant nucleus will be applied.

- e2) - no ownership of boats or motor or sailing boats, registered in the prescribed registers, unless they constitute corporate capital goods;
- e3) - non-ownership of a vehicle registered in the last 5 years with a power exceeding 80 KW (110 HP). In the case of vehicles with hybrid propulsion, the contribution of the electric engine is not considered. Vehicles which constitute corporate capital goods are reserved;



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



- f) - not exceeding the limit of 40,000.00 euros of total assets. Total assets are made up of the sum of real estate and movable assets, without prejudice to compliance with the limits of each component as set out in letters d2) and e1) of this article;
- g) - absence of previous assignments in ownership or with an agreement for the future sale of housing made with public contributions or subsidized loans granted for the purchase in any form by the State, the Region, the territorial bodies or other public bodies, with the exclusion of cases in which the accommodation is unusable or perished without giving rise to compensation for damage;
- h) absence of declaration of cancellation of the assignment or declaration of forfeiture of the allocation of an ERP accommodation for the cases provided for in Article 38, paragraph 3, letters b), d), e) and f) of the L.R.T. 2/2019, unless the debt resulting from arrears has been extinguished before the submission of the application;
- i) absence of current illegal occupation of ERP housing without the authorizations provided for by the provisions in force, as well as unauthorized occupations in accordance with the provisions of the relevant legislation, in the five years preceding the submission of the application;

2. The requirements refer to the members of the entire family unit, except for the provisions of letters a), b) and b bis) of paragraph 1 of this article which refer only to the applicant.

3. The holders of real rights on real estate, assigned in the judicial separation to the spouse, or the pro-quota holders of real rights on residential real estate, whose total cadastral value is higher than the limit, can participate in the competition announcement. of 25,000.00 euros, if in possession of all the other requirements referred to in this article, in duly documented cases of legal unavailability of the shares of the properties themselves. The same provision also applies to cases in which the aforementioned pro-rata ownership is acquired during the assignment relationship.

It is considered unavailable, according to the provisions of the "Regulations for the access, assignment and use of public housing units owned by the Municipality of Pistoia" referred to in the introduction the accommodation that falls within one or more of the following cases:



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



- a) real estate unit declared unfit for use by the Municipal Technical Office;
- b) real estate unit inhabited by a co-owner and his family for which the contextual use by the assignee family would generate a situation of overcrowding compared to the standards established by art. 23 paragraph 2 letter. c) of the aforementioned Regulation;
- c) the ownership stake is less than 1/5;
- d) other particular cases of documented unavailability that will be subjected to the evaluation of the ERP Commission pursuant to art. 2 of the aforementioned Regulation.
4. To ascertain the existence and permanence of the requirements, the Municipality can directly access, subject to specific agreement, the databases available from the administrations concerned. For the verification of the requirement referred to in letter d2), relating to the absence of ownership of real rights on real estate for residential use located abroad, the Municipality may request suitable verifications. If from the checks it is not possible to acquire such information, the framework relating to the real estate assets of the ISEE declaration prevails.
5. Citizens, with the exception of those in possession of refugee status or subsidiary protection pursuant to legislative decree no. 251 (Implementation of Directive 2004/83 / EC laying down minimum standards on the attribution, to citizens of third countries or stateless persons, of the qualification of a refugee or person otherwise in need of international protection, as well as minimum standards on the content of recognized protection), which does not self certify their tax residence in Italy, must submit, pursuant to the combined provisions of article 3, paragraph 4, of the decree of the President of the Republic no. 445 (Consolidated text of legislative and regulatory provisions on administrative documentation) and Article 2 of the regulation issued by the President of the Republic's decree of 31 August 1999, no. 394 (Regulation containing the implementation rules of the consolidated act of the provisions concerning the immigration discipline and rules on the condition of the foreigner, pursuant to article 1, paragraph 6, of the legislative decree 25 July 1998, n.286), the income documentation and assets of the country in which they have tax residence.
- The provision referred to in the previous period does not apply to citizens of third countries if international conventions provide



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



otherwise or if the diplomatic or consular representations declare the impossibility of acquiring such documentation in the country of origin or provenance. The provision also does not apply when the citizens concerned demonstrate that they have submitted the request for documentation to the competent bodies without having obtained it within the following thirty days, even if this deadline exceeds the expiry date of the notice.

ARTICLE 3 - SELF-CERTIFICATION OF REQUIREMENTS AND CONDITIONS

The applicant can resort to self-certification, pursuant to Articles 46 and 47 of the Presidential Decree 445/2000 and subsequent amendments, the requirements of Article 2 of this Notice and the conditions necessary for the attribution of the scores referred to in the following art. 5 of the aforementioned Call.

The required declarations are included in the online application form to be filled in through the Sportello Telematico Polifunzionale of the Municipality of Pistoia.

The false declaration is punished pursuant to art. 75 and 76 of the Presidential Decree 445/2000 and subsequent amendments.

For this purpose, reference is made to the provisions of the Consolidated Law on legislative and regulatory provisions on administrative documentation, approved with Presidential Decree no. 445 of 28.12.2000 and subsequent amendments, with the warning that anyone who makes false declarations, forms false documents or uses them, is punished under the Criminal Code and special laws on the subject.

Also, in the case of untruthful declarations, the declarant forfeits any benefits obtained (articles 75 and 76 of Presidential Decree 445/2000 and subsequent amendments).

The Municipality of Pistoia is entitled to promote any investigation it deems necessary to verify that the declarations made by the participants in this announcement correspond to the truth.

The Municipal Administration, pursuant to and for the purposes of Article 71 and following of Presidential Decree no. 445 of 28.12.2000 and subsequent amendments will proceed to "carry out suitable checks, even on a sample basis, and in all cases in



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



AUTORITA' RESPONSABILE

which well-founded doubts arise as to the truthfulness of the substitutive declarations referred to in Articles 46 and 47 of the aforementioned Presidential Decree ".

The Municipal Administration will activate a sample check on the applications received as required by art. 4 co. 4 and 5 of the "Regulation of the methods of access, assignment and use of public housing units owned by the Municipality of Pistoia".

Without prejudice to criminal responsibility in the event of false declarations, formation or use of false documents, if it emerges from investigations subsequent to the formulation of the ranking that the applicant and / or the members of his / her family do not possess the necessary access requirements or conditions social, economic, family and housing declared in the application for participation in the call, the Municipality provides for the exclusion of the applicant's name from the ranking, or for the relocation of the same, following the cancellation of the previously assigned scores.

ARTICLE 4 - DISTRIBUTION, COLLECTION AND METHOD OF SUBMITTING APPLICATIONS

The application must be submitted only through an online form available through the Sportello Telematico Polifunzionale of the website of the Municipality of Pistoia (<https://sportellotelematico.comune.pistoia.it/>), following the technical instructions provided on the same login page. The application can be accessed and filled in only after authentication by the applicant with an enabled SPID, Electronic Identity Card or Health Card accompanied by a PIN code.

The application, to be sent to the Municipality of Pistoia, must be duly completed in all its parts, including the release of consent to the processing of personal data (Legislative Decree 196/2003 and subsequent amendments), and accompanied by the necessary documents. It can be considered transmitted when the application is sent successfully and the file is registered. The protocol number will identify the application sent and must be kept by the applicant for the purpose of identifying it in the provisional and definitive rankings.

Applications must be submitted with stamp duty pursuant to Presidential Decree 10/26/1972 n. 642 and subsequent amendments. This will be fulfilled through the relative procedure which provides, in addition to the preliminary purchase of the revenue stamp, the issue of a specific substitute declaration of notoriety to be downloaded through the aforementioned Sportello Telematico



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



AUTORITA' RESPONSABILE

Polifunzionale. The declaration must be printed, duly completed, signed and attached in PDF / A format to the application.

The application form must be submitted within the deadline established by this Notice.

Paper applications or applications submitted in ways other than those provided for in this article will not be accepted.

ARTICLE 5 - ALLOCATION OF SCORES

Scores are assigned in relation to the subjective and objective conditions of the applicant and his / her family unit. Pursuant to

Annex B of the L.R.T. n. 2/2019, the conditions for the attribution of scores are as follows:

A) Social-economic-family conditions (Article 10 of Regional Law 2/2019 and Annex B to Regional Law No. 2/2019):

a-1. total annual income of the family unit consisting exclusively of social pension, social allowance, minimum INPS pension, disability pension: 2 points;

a-1 bis. taxable per capita income of the family unit not exceeding the annual amount of a minimum INPS pension per person: 1 points;

a-2. family unit consisting of a single person who has reached the age of 65 on the date of publication of the notice or a couple whose members have both reached the age of 65 on the aforementioned date, even in the presence of dependent minors or individuals referred to in the following points a-4 or a-4 bis: points 1;

a-3. family unit consisting of:

- married couple, cohabiting more uxorio, civilly united or de facto cohabitant pursuant to law no. 76 (Regulation of civil unions between persons of the same sex and regulation of cohabitation), cohabiting by birth and living in cohabitation with another family nucleus, or cohabiting within a larger family nucleus, at the date of publication of the notice: 1 points ;

- with one or more dependent minor children: 2 points.

The score is attributable on the condition that neither of the two members of the couple is thirty-four years old on the date of publication of the notice.

a-4. family unit in which there is a person recognized as invalid in accordance with current regulations:

- aged between 18 and 65 at the date of publication of the notice, recognized as invalid to an extent equal to or greater than 67%: 1 points;

- aged between 18 and 65 at the date of publication of the notice, recognized as invalid in an amount equal to 100%: 2 points;

- who has not completed the eighteenth year of age or who has completed the sixty-fifth year of age on the date of publication of the notice: 2 points;

a-4 bis. family unit in which there is a person recognized as 100% disabled with the need for continuous assistance and / or a person with a recognized handicap in a situation of such seriousness as to require permanent, continuous and global assistance intervention in the individual sphere or in that of relationship : points 3;



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



AUTORITA' RESPONSABILE

In the event that in the family nucleus there are two or more situations of invalidity referred to in the previous points a-4 and a-4 bis, no more than 4 points can be attributed;

a-5. applicant in a condition of commuting due to the distance between the place of work and the place of residence greater than 70 km: 1 points.

The score applies only to the notice published by the Municipality of Pistoia, where the applicant works.

a-6. family unit consisting of two people with three or more fiscally dependent family members: 2 points;

a-7. family unit consisting of a single person with:

- one or more adult children for tax purposes, provided they are under the age of twenty-six on the date of publication of the notice: 1 points;
- a fiscally dependent minor child or a minor in pre-adoptive dependent foster care: 2 points;
- two or more fiscally dependent minor children or two or more minors in pre-adoptive dependent foster care: 3 points;
- one or more taxable persons referred to in points a-4 or a-4 bis: points 4;

In the event that more than one situation is present in the family unit among those indicated above, no more than 6 points can be awarded.

The score referred to in point a-7, last paragraph, cannot be combined with the scores referred to in points a-4 and a-4 bis.

a-8. separate or legally divorced applicant who is subject to the obligation established by the judicial authority for the monthly payment of a maintenance allowance in favor of the spouse and / or children: points 1.

B) Housing conditions due to situations of severe housing deprivation, ascertained by the competent authority, for the following reasons:

- b-1. actual and continuous permanence, documented by the competent public authorities, in environments improperly used as a dwelling, having typological and / or hygienic-sanitary characteristics of absolute and effective incompatibility with the destination for dwelling: points 3.

For the purposes referred to in this point b-1, any cadastral classification of the real estate unit has no binding value. This situation must have existed for at least one year on the date of publication of the notice. After the formation of the ranking, the Service will send a specific report of the cases in which the score referred to in this point b-1 is attributed to the Secretary General of the Municipality of Pistoia and to the Prefect of Pistoia for the verification of any consequent consequences or responsibilities from the aforementioned assessment pursuant to current legal provisions.

- b-2. dwelling in accommodation with architectural barriers such as to cause serious housing discomfort, and not easily eliminated, in the presence of a family unit with a member suffering from a handicap, disability or congenital or acquired handicaps, involving serious and permanent walking difficulties: 2 points;

- b-3. dwelling in lodgings or other housing structures assigned on a temporary basis by the assistance services of the Municipality or other public assistance services, regularly employed, or dwelling in private accommodations procured by the assistance services of the Municipality, regularly occupied, whose rent is partially or fully paid by the Municipality itself: 3 points.



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



- b-4. home in privately owned accommodation with a registered lease whose annual rent for the year of production of the income is greater than one third of the taxable income, and is regularly paid: 3 points; in the event of a rent equal to or greater than 50% of the taxable income: 4 points.

For the purposes of the aforementioned calculation, any contributions received as housing support must be deducted from the amount of the rent paid.

- b-5. home that must be released following an executive order of eviction due to termination of the lease or for non-guilty arrears as defined in Article 14, paragraph 3 of the L.R.T. 2/2019, or a provision of forced expropriation following foreclosure. The aforementioned eviction and its validation must have a certain date, prior to the date of publication of the notice, in any case not exceeding two years: 2 points;

- b-6. cohabitation in the same accommodation with other or more families, each consisting of at least two units, or situation of overcrowding with more than two people per useful compartment:

points 2. The two conditions are not cumulative.

C) Conditions of historicity of presence:

c-1. registered residence or continuous work activity of at least one member of the family unit within the territorial area of reference of the call, for at least:

- three years from the date of publication of the notice: 1 points;
- five years from the date of publication of the notice: 2 points;
- ten years from the date of publication of the notice: 3 points;
- fifteen years from the date of publication of the notice: 3, 5 points;
- twenty years from the date of publication of the notice: 4 points;

c-2. continuous presence of the applicant nucleus in the municipal or inter-municipal ranking for the allocation of housing, or continuous presence of the applicant nucleus in the housing with authorized use: 0.50 points for each year of presence in the ranking or in the housing.

However, the maximum score that can be attributed cannot exceed 6 points.

The conditions of historicity of presence must in any case be declared in the application by the applicant. The Municipality, for the purpose of assigning the relevant score, has the right to verify the aforementioned declarations ex officio.

c-3. Period of contribution to the GESCAL Fund:

- not less than 5 years: 1 points;
- not less than 10 years: 2 points.

The scores referred to in point c) cannot be attributed to households already assigned to ERP accommodation.



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



ARTICLE 6 - RENTAL FEE

The rent of the housing will be determined on the basis of the provisions of the L.R.T. 2/2019.

ARTICLE 7 - FORMATION AND PUBLICATION OF THE RANKING - APPEALS

A) Admissibility of applications

Applications must be filled in on online form in compliance with the procedures indicated in art. 4 of this notice and sent through the sportello telematico polifunzionale of the Municipality of Pistoia.

B) Investigation of applications

The Municipality of Pistoia proceeds with the investigation of the applications received.

The Municipality verifies the attribution of the provisional score of each application on the basis of the applicant's declarations and any attached documentation, according to the provisions of the previous article 5) and according to the provisions of Annex B of the LRT 2/2019, carrying out random checks on the veracity of what is self-certified.

C) Formation of the provisional general ranking

Following the investigation of the applications and in any case within 120 days following the deadline set in the Call for the submission of the same, the Municipality of Pistoia publishes the provisional ranking for 30 consecutive days in the Municipal Praetorian Register, as follows:

- attachment a): list of admissible applications and relative provisional score assigned;
- attachment b): list of applications that are admissible with reservations due to lack of declarations / documents and relative provisional score assigned;
- attachment c): list of questions that are excluded.

Within that period of 30 days of the provisional list publication, the interested parties may present any additions and / or actions in opposition and the same ranking, using the appropriate on-line form available through the sportello telematico polifunzionale of the Municipality of Pistoia. The model referred to in the aforementioned form must be duly completed and accompanied by any additional documents to be attached in PDF / A format. In the event that one of the supplementary documents must consist of a substitutive declaration pursuant to art. 46 and 47 of Presidential Decree 445/2000, interested parties may use the specific model also available through the multifunctional telematic counter of the Municipality of Pistoia. The model in question must be printed, completed, signed and attached in PDF / A format for the specific form online used to present integrations and / or appeals in opposition to the ranking.

PLEASE NOTE: if, in the aforementioned 30 days of publication of the provisional ranking, the owners of the "admissible with reserve" applications fail to provide the declarations and / or documents necessary for the purpose of confirming the admission requirements and / or the required scores, the Municipality of Pistoia will exclude the application and / or not assign the above points.

D) Formation of the final ranking

Within 60 days from the deadline for publication of the provisional ranking, the Head of the Procedure forwards the ranking to the Commission referred to in art. 2 of the "Regulation of the methods of access, assignment and use of public housing units owned by the Municipality of Pistoia", together with the objections presented in relation to the relative applications.

Within 90 days of receipt of the deeds and documents, the Municipality approves the Final Ranking. In order to approve the latter, the aforementioned Commission, within the term indicated above (90 days), must carry out the tasks set out in the aforementioned art. 2 of the Regulation.

The Final Ranking is composed as follows:

annex A1): list of admitted questions and relative final score obtained, in chronological order in ascending order with respect to the protocol number ;



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



AUTORITA' RESPONSABILE

annex A2): list of admitted questions and relative final score obtained, in descending order of score;
annex A3): list of questions that are excluded in chronological order in ascending order with respect to the protocol number .

Judicial appeal against the Final Ranking is allowed, within the terms of the law, according to the provisions of the current legislation.

E) Methods of publication of the rankings

Pursuant to article 8 paragraph 3 of law no. 241/1990, the Municipality will not forward personal communications to the residence address of the individuals concerned about the possible exclusion or placement in the provisional and definitive ranking. The publication of the approval measures for the two rankings will be announced in the press. The rankings will be published in the Municipal Praetorian Register and can be downloaded from the website of the Municipality of Pistoia at the website: www.comune.pistoia.it

ARTICLE 8 - VALIDITY OF THE RANKING AND ALLOCATION OF ACCOMMODATION

The final ranking prompted by this call is valid from the day following its publication Praetorian and the Municipality of Pistoia, and will retain its effectiveness until the next update.

With the approval of the Final Rankings and its publication, the effectiveness of the ERP Definitive Rankings resulting from the 2017 Call currently in force will cease and, therefore, the related practices will be archived.

The requirements referred to in art. 2) of this Notice must be owned by the family unit on the date of publication of the same, as well as at the time of assignment of the erp accommodation, except for those referred to in Annex A, paragraph 2, letters a), b) and b bis) that exclusively concerning the applicant.

The assignment of housing to those entitled to it is carried out on the basis of the ERP Definitive Ranking resulting from this Announcement, in accordance with the provisions of art. 12 of the LRT n. 2/2019, according to the procedure governed by the Regulation, in compliance with the parameters set out in Articles 23 and 24 of the Regulation itself as well as the provisions of the Municipal Council Resolution n. 162 of 14.07.2021.

The assignees can renounce the proposed accommodation only for serious and documented reasons. In case of cancellation does not adequately motivated, the Municipality of Pistoia will proceed with the exclusion from the final ranking.

If, following investigations subsequent to the provision for the assignment of the accommodation, it emerges that the assignment itself took place in contrast with the regulations in force or was obtained on the basis of false declarations or documents deemed false, the Municipality adopts the relative cancellation provision according to what is governed by art. 36 of the LRT 2/2019.

During the assignment phase, for the verification of the requirement referred to in Annex A, paragraph 2, letter d2) relating to the absence of ownership of real rights on real estate located abroad, the Municipality, having acquired the data relating to the IVIE contained in the ISEE Declaration, it will be able to carry out further checks and investigations.

ARTICLE 9 - INFORMATION REGARDING THE PROTECTION OF PERSONAL DATA

Pursuant to Legislative Decree 196/2003 in the current text, last updated with the Legislative Decree 101/2018, the personal data collected with the applications submitted pursuant to this Call will be processed with its tools and used as part of the procedure for the provision of the intervention, in accordance with the provisions of the law.

This treatment will be based on principles of correctness, lawfulness and transparency.

The use of the requested data has, as its purpose, that connected to the management of the procedure for the provision of the intervention pursuant to this Notice and therefore the provision of the requested data is mandatory.

The data controller is the Municipality of Pistoia. The interested party can exercise the rights referred to in art. 7 of Legislative Decree 196/2003 in the current text, last updated with the Legislative Decree. 101/2018.

Maggioli Spa has been exclusively appointed by the Municipality of Pistoia as responsible for the processing of data concerning the procedure of the requests.



progetto cofinanziato dall'Unione Europea



UNIONE EUROPEA



AUTORITA' RESPONSABILE

ARTICLE 10 - FINAL RULE

Although not expressly provided for in this Call, reference is made to the LRT 2/2019 , to the "Regulation of the methods of access, assignment and use of public housing units owned by the Municipality of Pistoia" approved with a Council Resolution Municipal n. 36 of 15.03.2021 and the [Municipal Council Resolution n. 162 of 14.07.2021](#) .

The Head of the Procedure and Data Processing is identified in the Head of the Personal Service and Social Inclusion Policies, Dr. Chiara Pierotti.

For information, you can contact the Personal Service and Social Inclusion Policies, UO Servizi per l'Abitare Via Aldo Capitini n. 7 at the following telephone number [0573/371400](tel:0573371400) .

Pistoia, date _____

MANAGER

signed Chiara Pierotti _____

