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STATUTORY RULES OF NORTHERN IRELAND

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**2018 No. 58**

The Social Security Benefits Up-rating Order (Northern Ireland) 2018

PART 3

INCOME SUPPORT AND HOUSING BENEFIT

**Applicable amounts for income support**

**21.**—(1) The sums relevant to the calculation of an applicable amount as specified in the Income Support Regulations(1) shall be the sums set out in this Article and Schedules 2 and 3 to this Order; and unless stated otherwise, a reference in this Article to a numbered regulation or Schedule is a reference to the regulation of, or Schedule to, the Income Support Regulations bearing that number.

(2) In—

(a) regulations 17(1)(b), 18(1)(c) and 21(1)(2); and

(b) paragraphs 13A(2)(a) and 14(2)(a) of Part III of Schedule 2(3),

the sum specified is in each case £3,000 (which remains the same).

(3) The sums specified in paragraph 2 of Part I of Schedule 2 (applicable amounts: personal allowances) shall be as set out in Schedule 2 to this Order.

(4) In paragraph 3(1) of Part II of Schedule 2(4) (applicable amounts: family premium) the sum of £17·45, in both places, remains the same.

(5) The sums specified in Part IV of Schedule 2 (applicable amounts: weekly amounts of premiums) shall be as set out in Schedule 3 to this Order.

(6) In paragraph 11(5) of Schedule 3(5) (general provisions applying to housing costs) the sum of £100,000 remains the same.

(7) In paragraph 18 of Schedule 3(6) (housing costs: non-dependant deductions)—

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- (1) See [S.R. 2003 No. 195](#) which omits provisions relating to children and young persons and makes transitional arrangements in connection with the introduction of child tax credit
- (2) Regulation 17(1)(b) was amended by regulation 4(7) of [S.R. 1993 No. 373](#), regulation 18(1)(c) was amended by regulation 4(8) of [S.R. 1993 No. 373](#) and regulation 21(1) was amended by regulation 4(3) of [S.R. 1994 No. 77](#), regulation 12 of [S.R. 1996 No. 199](#), regulation 2(2) of [S.R. 1996 No. 449](#), paragraph 6(a) of the Schedule to [S.R. 2002 No. 132](#) and paragraph 4(a) of Schedule 1 to [S.R. 2003 No. 195](#). See also regulation 4 of [S.R. 2017 No. 79](#)
- (3) Paragraph 13A was inserted by regulation 2(c)(ii) of [S.R. 2000 No. 367](#) and sub-paragraph (2) was substituted by regulation 2(7)(f) of [S.R. 2007 No. 154](#) and paragraph 14 was substituted by regulation 2(7)(g) of [S.R. 2007 No. 154](#) and sub-paragraph (2) was amended by regulation 3(6)(b) of [S.R. 2011 No. 135](#), Article 14(5)(e)(ii) of [S.I. 2013/3021](#) and regulation 11(5)(d)(ii) of [S.R. 2016 No. 228](#). See also regulation 4 of [S.R. 2017 No. 79](#)
- (4) Paragraph 3 was amended by regulation 18 of [S.R. 1988 No. 318](#), regulation 5(4)(a) of [S.R. 1996 No. 288](#), regulation 8 of [S.R. 1998 No. 112](#) and Article 19(4) of [S.R. 2018 No. 56](#)
- (5) See [S.R. 2008 No. 503](#) which modifies paragraph 11(5) so that it applies as if the reference to “£100,000” were to “£200,000” in relation to certain persons
- (6) Schedule 3 was substituted by Schedule 1 to [S.R. 1995 No. 301](#) and paragraph 18(1) and (2) was amended by regulation 2(3)(j)(i) and (ii) of [S.R. 1995 No. 434](#), regulation 3 of [S.R. 1997 No. 3](#), Article 7(2) of [S.R. 1999 No. 472 \(C. 36\)](#), regulation 4(b)(i) of [S.R. 2004 No. 394](#) and Article 19(6) of [S.R. 2018 No. 56](#)

- (a) in sub-paragraph (1) for “£95.45” and “£14.80” substitute “£98.30” and “£15.25” respectively; and
- (b) in sub-paragraph (2)—
  - (i) in head (a) for “£136.00” substitute “£139.00”,
  - (ii) in head (b) for “£136.00”, “£200.00” and “£34.00” substitute “£139.00”, “£204.00” and “£35.00” respectively,
  - (iii) in head (c) for “£200.00”, “£259.00” and “£46.65” substitute “£204.00”, “£265.00” and “£48.05” respectively,
  - (iv) in head (d) for “£259.00”, “£346.00” and “£76.35” substitute “£265.00”, “£354.00” and “£78.65” respectively, and
  - (v) in head (e) for “£346.00”, “£430.00” and “£86.95” substitute “£354.00”, “£439.00” and “£89.55” respectively.

### **Income support transitional protection**

**22.** The sums which are special transitional additions to income support payable in accordance with regulation 15 of the Income Support (Transitional) Regulations (Northern Ireland) 1987(7) shall be increased by 3.0 per cent.

### **Housing benefit**

**23.—**(1) The sums relevant to the calculation of an applicable amount as specified in the Housing Benefit Regulations shall be the sums set out in this Article and Schedules 4 and 5 to this Order; and unless stated otherwise, a reference in this Article to a numbered regulation or Schedule is a reference to the regulation of, or Schedule to, the Housing Benefit Regulations bearing that number.

(2) In regulation 24(3) (calculation of income on a weekly basis) the sums of £175.00 and £300 remain the same.

(3) In regulation 72(8) (non-dependant deductions)—

- (a) in paragraph (1) for “£95.45” and “£14.80” substitute “£98.30” and “£15.25” respectively; and
- (b) in paragraph (2)—
  - (i) in sub-paragraph (a) for “£136.00” substitute “£139.00”,
  - (ii) in sub-paragraph (b) for “£136.00”, “£200.00” and “£34.00” substitute “£139.00”, “£204.00” and “£35.00” respectively,
  - (iii) in sub-paragraph (c) for “£200.00”, “£259.00” and “£46.65” substitute “£204.00”, “£265.00” and “£48.05” respectively,
  - (iv) in sub-paragraph (d) for “£259.00”, “£346.00” and “£76.35” substitute “£265.00”, “£354.00” and “£78.65” respectively, and
  - (v) in sub-paragraph (e) for “£346.00”, “£430.00” and “£86.95” substitute “£354.00”, “£439.00” and “£89.55” respectively.

(4) In Schedule 1(9) (ineligible service charges)—

(7) S.R. 1987 No. 460; regulation 15 was amended by regulation 10 of S.R. 1988 No. 132, regulation 2(3) of S.R. 1998 No. 153, regulation 4 of S.R. 1989 No. 371 and regulation 3 of S.R. 1991 No. 341

(8) Regulation 72(1) and (2) was amended by Article 20(3) of S.R. 2012 No. 116 and Article 21(4) of S.R. 2018 No. 56

(9) Paragraphs 2 and (6) were amended by Article 21(5) of S.R. 2018 No. 56

- (a) in paragraph 2 for “£27·10”, “£27·10”, “£13·75”, “£18·05”, “£18·05”, “£9·10” and “£3·35” substitute “£27·90”, “£27·90”, “£14·15”, “£18·60”, “£18·60”, “£9·35” and “£3·45” respectively; and
  - (b) in paragraph 6(2) for “£28·80”, “£3·35”, “£2·30” and “£3·35” substitute “£30·30”, “£3·50”, “£2·40” and “£3·50” respectively.
- (5) The sums specified in paragraph 2 of Part I of Schedule 4 (applicable amounts: personal allowances) shall be as set out in Schedule 4 to this Order.
- (6) In paragraph 3(1) of Part II of Schedule 4(10) (applicable amounts: family premium) the sums of £22·20 and £17·45 remain the same.
- (7) The sums specified in Part IV of Schedule 4 (applicable amounts: amounts of premiums) shall be as set out in Schedule 5 to this Order.
- (8) In paragraph 26 of Part VI of Schedule 4(11) (amount of component) for “£36·55” substitute “£37·65”.
- (9) In paragraph 17(1) and (3)(c) of Schedule 5(12) (sums to be disregarded in the calculation of earnings) the sum of £17·10 remains the same.
- (10) In paragraph 58 of Schedule 6(13) (sums to be disregarded in the calculation of income other than earnings) the sum of £17·10 remains the same.

#### **Housing benefit for certain persons over the qualifying age for state pension credit**

**24.**—(1) The sums relevant to the calculation of an applicable amount as specified in the Housing Benefit (SPC) Regulations shall be the sums set out in this Article and Schedules 6 and 7 to this Order; and unless stated otherwise, a reference in this Article to a numbered regulation or Schedule is a reference to the regulation of, or Schedule to, the Housing Benefit (SPC) Regulations bearing that number.

(2) In regulation 28(3) (calculation of income on a weekly basis) the sums of £175·00 and £300 remain the same.

(3) In regulation 53(14) (non-dependant deductions)—

- (a) in paragraph (1) for “£95·45” and “£14·80” substitute “£98·30” and “£15·25” respectively; and
- (b) in paragraph (2)—
  - (i) in sub-paragraph (a) for “£136·00” substitute “£139·00”,
  - (ii) in sub-paragraph (b) for “£136·00”, “£200·00” and “£34·00” substitute “£139·00”, “£204·00” and “£35·00” respectively,
  - (iii) in sub-paragraph (c) for “£200·00”, “£259·00” and “£46·65” substitute “£204·00”, “£265·00” and “£48·05” respectively,
  - (iv) in sub-paragraph (d) for “£259·00”, “£346·00” and “£76·35” substitute “£265·00”, “£354·00” and “£78·65” respectively, and
  - (v) in sub-paragraph (e) for “£346·00”, “£430·00” and “£86·95” substitute “£354·00”, “£439·00” and “£89·55” respectively.

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(10) Part II of Schedule 4 was omitted by regulation 3(1)(c) of [S.R. 2016 No. 310](#) and regulation 5 of that instrument makes transitional arrangements in connection with the abolition of the family premium; paragraph 3(1) was amended by regulation 19(7)(a) of [S.R. 2011 No. 357](#) and Article 21(7) of [S.R. 2018 No. 56](#)

(11) Part VI was added by regulation 3(17)(d) of [S.R. 2008 No. 378](#) and the heading was amended by paragraph 6(7)(b)(i) of Schedule 1 to [S.R. 2017 No. 51](#) but the wording remains in force for certain cases under Schedule 2 to that Rule and paragraph 26 was amended by Article 21(9) of [S.R. 2018 No. 56](#)

(12) Paragraph 17(1) and (3)(c) was amended by regulation 2(6)(b) of [S.R. 2009 No. 382](#) and Article 21(10) of [S.R. 2018 No. 56](#)

(13) Paragraph 58 was amended by Article 21(11) of [S.R. 2018 No. 56](#)

(14) Regulation 53(1) and (2) was amended by Article 21(3) of [S.R. 2012 No. 116](#) and Article 22(3) of [S.R. 2018 No. 56](#)

- (4) In Schedule 1 (ineligible service charges)—
- (a) in paragraph 2(**15**) for “£27·10”, “£27·10”, “£13·75”, “£18·05”, “£18·05”, “£9·10” and “£3·35” substitute “£27·90”, “£27·90”, “£14·15”, “£18·60”, “£18·60”, “£9·35” and “£3·45” respectively; and
  - (b) in paragraph 6(2) for the sums “£28·80”, “£3·35”, “£2·30” and “£3·35” substitute “£30·30”, “£3·50”, “£2·40” and “£3·50” respectively.
- (5) The sums specified in Part I of Schedule 4 (applicable amounts: personal allowances) shall be as set out in Schedule 6 to this Order.
- (6) In paragraph 3(1) of Part II of Schedule 4(**16**) (applicable amounts: family premium) the sum of £17·45 remains the same.
- (7) The sums specified in Part IV of Schedule 4 (applicable amounts: amounts of premiums specified in Part III) shall be as set out in Schedule 7 to this Order.
- (8) In paragraph 9(1) and (3)(c) of Schedule 5(**17**) (sums disregarded from claimant’s earnings) the sum of £17·10 remains the same.
- (9) In paragraph 22 of Schedule 6(**18**) (amounts to be disregarded in the calculation of income other than earnings) the sum of £17·10 remains the same.

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(15) Paragraphs 2 and 6(2) were amended by Article 22(4) of S.R. 2018 No. 56

(16) Part II of Schedule 4 was omitted by regulation 3(2)(b) of S.R. 2016 No. 310 and regulation 5 of that instrument makes transitional arrangements in connection with the abolition of the family premium; paragraph 3(1) was amended by Article 22(6) of S.R. 2018 No. 56

(17) Paragraph 9 was amended by Article 22(8) of S.R. 2018 No. 56

(18) Paragraph 22 was amended by regulation 6(6)(d) of S.R. 2008 No. 498 and Article 22(9) of S.R. 2018 No. 56