
STATUTORY RULES OF NORTHERN IRELAND

2009 No. 89

The Social Security Benefits Up-rating Order (Northern Ireland) 2009

PART III

INCOME SUPPORT AND HOUSING BENEFIT

Applicable amounts for income support

16.—(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 to 4 to this Order; and for this purpose 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), 21(1) and 71(1)(a)(ii) and (d)(i); and

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

the sum specified is in each case £3,000.

(3) The sums specified in 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(3) (applicable amounts: family premium) for “£16·75”, in both places where it occurs, substitute “£17·30”.

(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 18 of Schedule 3(4) (housing costs: non-dependant deductions)—

(a) in sub-paragraph (1) the sums of £47·75 and £7·40 remain the same;

(b) in sub-paragraph (2)(a) for “£116·00” substitute “£120·00”;

(c) in sub-paragraph (2)(b) for “£116·00” and “£172·00” substitute “£120·00” and “£178·00” respectively and the sum of £17·00 remains the same;

(d) in sub-paragraph (2)(c) for “£172·00” and “£223·00” substitute “£178·00” and “£231·00” respectively and the sum of £23·35 remains the same;

(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) Paragraph 13A was inserted by regulation 2(c)(ii) of S.R. 2000 No. 367 and amended by regulation 24(5)(f) of S.R. 2003 No. 191, regulation 3(3) of S.R. 2003 No. 261 and 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

(3) 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 16(4) of S.R. 2008 No. 92

(4) Schedule 3 was substituted by Schedule 1 to S.R. 1995 No. 301 and paragraph 18 was amended by regulation 2(3)(j) of S.R. 1995 No. 434, regulation 3 of S.R. 1997 No. 3, regulation 3 of S.R. 1997 No. 165, Article 7(2) of S.R. 1999 No. 472 (C. 36), regulation 3(4) of S.R. 2003 No. 261, regulation 4(b) of S.R. 2004 No. 394, regulation 3(4) of S.R. 2005 No. 580 and Article 16(6) of S.R. 2008 No. 92

- (e) in sub-paragraph (2)(d) for “£223·00” and “£296·00” substitute “£231·00” and “£306·00” respectively and the sum of £38·20 remains the same; and
- (f) in sub-paragraph (2)(e) for “£296·00” and “£369·00” substitute “£306·00” and “£382·00” respectively and the sum of £43·50 remains the same.

(7) The sums specified in any provision of the Income Support Regulations set out in column (1) of Schedule 4 to this Order are the sums set out in column (2) of that Schedule.

Income support transitional protection

17. Sums which are special transitional additions to income support payable in accordance with regulation 15 of the Income Support (Transitional) Regulations (Northern Ireland) 1987⁽⁵⁾ shall be increased by 6·3 per cent.

Relevant sum for income support

18. In section 125(7) of the Contributions and Benefits Act⁽⁶⁾ (trade disputes) for “£32·50” substitute “£34·50”.

Housing benefit

19.—(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 5 and 6 to this Order; and for this purpose 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 £300·00 remain the same.

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

- (a) in paragraph (1) the sums of £47·75, £6·95, £7·40 and £2·30 remain the same; and
- (b) in paragraph (2)(7)—
 - (i) in sub-paragraph (a) for “£116·00” substitute “£120·00”,
 - (ii) in sub-paragraph (b) for “£116·00” and “£172·00” substitute “£120·00” and “£178·00” respectively and the sum of £17·00 remains the same,
 - (iii) in sub-paragraph (c) for “£172·00” and “£223·00” substitute “£178·00” and “£231·00” respectively and the sum of £23·35 remains the same,
 - (iv) in sub-paragraph (d) for “£223·00” and “£296·00” substitute “£231·00” and “£306·00” respectively and the sum of £38·20 remains the same,
 - (v) in sub-paragraph (e) for “£296·00” and “£369·00” substitute “£306·00” and “£382·00” respectively and the sum of £43·50 remains the same,
 - (vi) in sub-paragraph (f) for “£172·00” substitute “£178·00”,
 - (vii) in sub-paragraph (g) for “£172·00” and “£296·00” substitute “£178·00” and “£306·00” respectively and the sum of £4·60 remains the same, and
 - (viii) in sub-paragraph (h) for “£296·00” and “£369·00” substitute “£306·00” and “£382·00” respectively and the sum of £5·80 remains the same.

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

⁽⁵⁾ S.R. 1987 No. 460; relevant amending Regulations are S.R. 1988 Nos. 132 and 153, S.R. 1989 No. 371 and S.R. 1991 No. 341

⁽⁶⁾ Section 125(7) was amended by Article 18 of S.R. 2008 No. 92

⁽⁷⁾ Paragraph (2) was amended by Article 19(3)(b) of S.R. 2008 No. 92

- (a) in paragraph 2(8) for “£21·60”, “£21·60”, “£10·90”, “£14·35”, “£14·35”, “£7·20” and “£2·65” substitute “£22·95”, “£22·95”, “£11·60”, “£15·25”, “£15·25”, “£7·65” and “£2·80” respectively; and
 - (b) in paragraph 6(2) for “£15·45”, “£1·80”, “£1·25” and “£1·80” substitute “£21·55”, “£2·50”, “£1·75” and “£2·50” respectively.
- (5) The sums specified in Part I of Schedule 4 (applicable amounts: personal allowances) shall be as set out in Schedule 5 to this Order.
- (6) In paragraph 3 of Part II of Schedule 4(9) (applicable amounts: family premium)—
- (a) in sub-paragraph (1)(a) the sum of £22·20 remains the same;
 - (b) in sub-paragraph (1)(b) for “£16·75” substitute “£17·30”; and
 - (c) in sub-paragraph (2) the sum of £10·50 remains the same.
- (7) The sums specified in Part IV of Schedule 4 (applicable amounts: amounts of premiums) shall be as set out in Schedule 6 to this Order.
- (8) In Part VI of Schedule 4(10) (amount of components)—
- (a) in paragraph 25 for “£24·00” substitute “£25·50”; and
 - (b) in paragraph 26 for “£29·00” substitute “£30·85”.
- (9) In paragraph 17(1) and (3)(c) of Schedule 5(11) (sums to be disregarded in the calculation of earnings) for “£16·05” substitute “£16·85”.
- (10) In paragraph 58 of Schedule 6(12) (sums to be disregarded in the calculation of income other than earnings) for “£16·05” substitute “£16·85”.

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

20.—(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 7 and 8 to this Order; and for this purpose 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 £300·00 remain the same.

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

- (a) in paragraph (1) the sums of £47·75, £6·95, £7·40 and £2·30 remain the same; and
- (b) in paragraph (2)(13)—
 - (i) in sub-paragraph (a) for “£116·00” substitute “£120·00”,
 - (ii) in sub-paragraph (b) for “£116·00” and “£172·00” substitute “£120·00” and “£178·00” respectively and the sum of £17·00 remains the same,
 - (iii) in sub-paragraph (c) for “£172·00” and “£223·00” substitute “£178·00” and “£231·00” respectively and the sum of £23·35 remains the same,
 - (iv) in sub-paragraph (d) for “£223·00” and “£296·00” substitute “£231·00” and “£306·00” respectively and the sum of £38·20 remains the same,

(8) Paragraph 2 was amended by Article 19(4)(a) of [S.R. 2008 No. 92](#)

(9) Paragraph 3 was amended by Article 19(6) of [S.R. 2008 No. 92](#)

(10) Part VI was added by regulation 3(17)(d) of [S.R. 2008 No. 378](#)

(11) Paragraph 17(1) and (3)(c) was amended by Article 19(8) of [S.R. 2008 No. 92](#)

(12) Paragraph 58 was amended by Article 19(9) of [S.R. 2008 No. 92](#)

(13) Paragraph (2) was amended by Article 20(3)(b) of [S.R. 2008 No. 92](#)

- (v) in sub-paragraph (e) for “£296·00” and “£369·00” substitute “£306·00” and “£382·00” respectively and the sum of £43·50 remains the same,
 - (vi) in sub-paragraph (f) for “£172·00” substitute “£178·00”,
 - (vii) in sub-paragraph (g) for “£172·00” and “£296·00” substitute “£178·00” and “£306·00” respectively and the sum of £4·60 remains the same, and
 - (viii) in sub-paragraph (h) for “£296·00” and “£369·00” substitute “£306·00” and “£382·00” respectively and the sum of £5·80 remains the same.
- (4) In Schedule 1 (ineligible service charges)—
- (a) in paragraph 2(14) for “£21·60”, “£21·60”, “£10·90”, “£14·35”, “£14·35”, “£7·20” and “£2·65” substitute “£22·95”, “£22·95”, “£11·60”, “£15·25”, “£15·25”, “£7·65” and “£2·80” respectively; and
 - (b) in paragraph 6(2) for “£15·45”, “£1·80”, “£1·25” and “£1·80” substitute “£21·55”, “£2·50”, “£1·75” and “£2·50” respectively.
- (5) The sums specified in Part I of Schedule 4 (applicable amounts: personal allowances) shall be as set out in Schedule 7 to this Order.
- (6) In paragraph 3 of Part II of Schedule 4(15) (applicable amounts: family premium)—
- (a) in sub-paragraph (1) for “£16·75” substitute “£17·30”; and
 - (b) in sub-paragraph (2) the sum of £10·50 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 8 to this Order.
- (8) In paragraph 9(1) and (3)(c) of Schedule 5(16) (sums disregarded from claimant’s earnings) for “£16·05” substitute “£16·85”.
- (9) In paragraph 22 of Schedule 6(17) (amounts to be disregarded in the calculation of income other than earnings) for “£16·05” substitute “£16·85”.

(14) Paragraph 2 was amended by Article 20(4)(a) of S.R. 2008 No. 92

(15) Paragraph 3 was amended by Article 20(6) of S.R. 2008 No. 92

(16) Paragraph 9 was amended by Article 20(8) of S.R. 2008 No. 92

(17) Paragraph 22 was amended by Article 20(9) of S.R. 2008 No. 92 and regulation 6(6)(d) of S.R. 2008 No. 498