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STATUTORY RULES OF NORTHERN IRELAND

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**2016 No. 224**

**The Social Security (Overpayments and Recovery) Regulations (Northern Ireland) 2016**

**PART 4**

**Calculation of recoverable amount of an overpayment**

**Diminution of capital**

- 7.—(1) Paragraph (2) applies where—
- (a) there is an overpayment of universal credit which occurred as a consequence of an error relating to the amount of a person's capital; and
  - (b) the overpayment period is 3 months or more.
- (2) Where this paragraph applies, the Department must, for the purpose only of calculating the recoverable amount of that overpayment—
- (a) at the end of the first 3 months of the overpayment period, treat the amount of that capital as having been reduced by the amount of universal credit overpaid during those 3 months;
  - (b) at the end of each subsequent period of 3 months, if any, of the overpayment period, treat the amount of that capital as having been further reduced by the amount of universal credit overpaid during the immediately preceding 3 months.
- (3) Capital is not to be treated as reduced over any period other than 3 months in any circumstances other than those for which paragraph (2) provides.

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**Commencement Information**

**II** [Reg. 7](#) comes into operation in accordance with reg. 1(3), see [reg. 1\(3\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Overpayments and Recovery) Regulations (Northern Ireland) 2016, Section 7.