

STATUTORY RULES OF NORTHERN IRELAND

**2016 No. 254**

**The Welfare Supplementary Payment (Loss of Disability-Related Premiums) Regulations (Northern Ireland) 2016**

**PART 5**

**Welfare Supplementary Payment for loss of Disability-Related Element on transition from Disability Living Allowance to Personal Independence Payment (Working Tax Credit claimants)**

**Eligibility**

27.—(1) A person is entitled to welfare supplementary payment under this Part if the person meets—

- (a) the WTC entitlement condition,
- (b) the disability-related element entitlement condition
- (c) the PIP refusal condition, and
- (d) the termination of disability-related element condition.

(2) The WTC entitlement condition is that the person is in receipt of working tax credit under the Tax Credit Act 2002 <sup>M1</sup> on the transition date.

(3) The disability-related element entitlement condition is that the person is in receipt of disability-related element on the transition date.

(4) In this Part disability-related element means severe disability element under regulation 17 of the Working Tax Credit (Entitlement and Maximum Rate) Regulations 2002 <sup>M2</sup>.

(5) The PIP refusal condition is that following a transitional assessment determination, the person is refused personal independence payment, or the component of personal independence payment, that is a condition for entitlement to disability-related element.

(6) The termination of disability-related element condition is that, in consequence of the PIP refusal condition, the decision to award disability-related element is revised (within the meaning of section 16 or 18 of the Tax Credit Act 2002 <sup>M3</sup>) to a decision to not award disability-related element.

**Marginal Citations**

**M1** 2002 c. 21

**M2** S.I. 2002/2005; relevant amending instruments are S.I. 2013/388 and S.I. 2013/591

**M3** Article 2(2) of S.I. 2014/886 amended section 18 of the Tax Credits Act 2002 (c. 21)

**Changes to legislation:**

There are currently no known outstanding effects for the The Welfare Supplementary Payment (Loss of Disability-Related Premiums) Regulations (Northern Ireland) 2016, Section 27.