

SCHEDULE 1

Article 3(1)

SCHEDULE 4 TO THE CONTRIBUTIONS AND BENEFITS ACT AS AMENDED BY THIS ORDER

“SCHEDULE 4

RATES OF BENEFITS, ETC.

PART I

CONTRIBUTORY PERIODICAL BENEFITS

<i>Description of benefit</i>	<i>Weekly rate</i>
2. Short-term incapacity benefit.(1)	(a) lower rate £48.80 (b) higher rate £57.70
2A. Long-term incapacity benefit.	£64.70
4. Maternity allowance (in cases not falling within section 35(1A)(a))	£50.10
5. Category B retirement pension where section 48A(3) applies.	£38.70
6. Child’s special allowance.	£11.30

PART II

WIDOW'S PAYMENT

Widow’s payment	£1, 000.00
-----------------	------------

PART III

NON-CONTRIBUTORY PERIODICAL BENEFITS

<i>Description of benefit</i>	<i>Weekly rate</i>
1. Attendance allowance.	(a) higher rate £51.30 (b) lower rate £34.30 (the appropriate rate being determined in accordance with section 65(3)).

(1) Paragraph 1 was repealed by section 41(5) of, and Schedule 3 to, the Jobseekers Act 1995 (c. 18). Paragraph 2 was substituted and paragraph 2A was inserted by section 2(2) of the Social Security (Incapacity for Work) Act 1994 (c. 18); paragraph 3 was repealed by section 11(2) of, and Schedule 2 to, that Act. Paragraph 5 was amended by paragraph 21 of Schedule 4 to the Pensions Act 1995 (c. 26).

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Social Security Benefits Up-rating Order 1998 No. 470

<i>Description of benefit</i>	<i>Weekly rate</i>
2. Severe disablement allowance.	£39.10
3. Age related addition.	(a) higher rate £13.60 (b) middle rate £8.60 (c) lower rate £4.30 (the appropriate rate being determined in accordance with section 69(1)).
4. Invalid care allowance.	£38.70
5. Guardian's allowance.	£11.30
6. Category C retirement pension.	(a) lower rate £23.15 (b) higher rate £38.70 (the appropriate rate being determined in accordance with section 78(5)).
7. Category D retirement pension.	The higher rate for Category C retirement pensions under paragraph 6 above.
8. Age addition (to a pension of any category, and otherwise under section 79).	£0.25

PART IV

INCREASES FOR DEPENDANTS

<i>Benefit to which increase applies</i>	<i>Increase for qualifying child</i>	<i>Increase for adult dependant</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>
	£	£
1A. Short-term incapacity benefit(2)—	£11.30	£30.20
(a) where the beneficiary is under pensionable age		
(b) where the beneficiary is over pensionable age	£11.30	£37.20
2. Long-term incapacity benefit	£11.30	£38.70
3. Maternity allowance	—	£30.20

(2) Paragraph 1 was repealed by section 41(5) of, and Schedule 3 to, the Jobseekers Act 1995 (c. 18). Paragraph 1A was inserted, and paragraph 2 substituted, by section 2(6) of the Social Security (Incapacity for Work) Act 1994 (c. 18).

<i>Benefit to which increase applies</i>	<i>Increase for qualifying child</i>	<i>Increase for adult dependant</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>
4. Widowed mother's allowance	£11.30	—
5. Category A or B retirement pension	£11.30	£38.70
6. Category C retirement pension	£11.30	£23.15
7. Child's special allowance	£11.30	—
8. Severe disablement allowance	£11.30	£23.20
9. Invalid care allowance	£11.30	£23.15

PART V

RATES OF INDUSTRIAL INJURIES BENEFIT

<i>Description of benefit, etc</i>	<i>Rate</i>
1. Disablement pension (weekly rates).	For the several degrees of disablement set out in column (1) of the following Table, the respective amounts in that Table, using— (a) column (2) for any period during which the beneficiary is over the age of 18 or is entitled to an increase of benefit in respect of a child or adult dependant; (b) column (3) for any period during which the beneficiary is not over the age of 18 and not so entitled:

TABLE

<i>Degree of Disablement</i>	<i>Amount</i>	
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>
<i>Per cent.</i>	<i>£</i>	<i>£</i>
100	104.70	64.15
90	94.23	57.74
80	83.76	51.32
70	73.29	44.91
60	62.82	38.49
50	52.35	32.08
40	41.88	25.66
30	31.41	19.25

Degree of Disablement	Amount
20	20.94 12.83
2. Maximum increase of weekly rate of disablement pension where constant attendance needed.	(a) except in cases of exceptionally severe disablement £42.00 (b) in any case £84.00
3. Increase of weekly rate of disablement pension (exceptionally severe disablement).	£42.00
4. Maximum of aggregate of weekly benefit payable for successive accidents.	(a) for any period during which the beneficiary is over the age of 18 or is entitled to an increase in benefit in respect of a child or adult dependant £104.70 (b) for any period during which the beneficiary is not over the age of 18 and not so entitled £64.15
5. Unemployability supplement under paragraph 2 of Schedule 7.	£64.70
6. Increase under paragraph 3 of Schedule 7 of weekly rate of unemployability supplement.	(a) if on the qualifying date the beneficiary was under the age of 35 or if that date fell before 5th July 1948 £13.60 (b) if head (a) above does not apply and on the qualifying date the beneficiary was under the age of 40 and he had not attained pensionable age before 6th April 1979 £13.60 (c) if heads (a) and (b) above do not apply and on the qualifying date the beneficiary was under the age of 45 £8.60

Degree of Disablement	Amount
	(d) if heads (a), (b) and (c) above do not apply and on the qualifying date the beneficiary was under the age of 50 and had not attained pensionable age before 6th April 1979 £8.60
	(e) in any other case £4.30
7. Increase under paragraph 4 of Schedule 7 of weekly rate of disablement pension.	£11.30
8. Increase under paragraph 6 of Schedule 7 of weekly rate of disablement pension.	£38.70
9. Maximum disability gratuity under paragraph 9 of Schedule 7.	£6,960.00
10. Widow's pension (weekly rates).	(a) initial rate(3) £57.65
	(b) higher permanent rate £64.70
	(c) lower permanent rate 30 per cent. of the first sum specified in section 44(4) (Category A basic retirement pension) (the appropriate rate being determined in accordance with paragraph 16 of Schedule 7).
11. Widower's pension (weekly rate).	£64.70
12. Weekly allowance in respect of children under paragraph 18 of Schedule 7.	In respect of each qualifying child £11.30"

(3) Widow's pension is payable in relation only to deaths occurring before 11th April 1988 (paragraph 14(1) of Schedule 7 to the Contributions and Benefits Act). The initial rate relates only to the period of 26 weeks following the date of the deceased's death (paragraph 16(1) of that Schedule). The rate stated is therefore the rate applicable for the 26 weeks following 10th April 1988.

SCHEDULE 2

Article 16(1)(d)

SCHEDULE 4 TO THE FAMILY CREDIT REGULATIONS AS AMENDED BY THIS ORDER

“SCHEDULE 4

DETERMINATION OF MAXIMUM FAMILY CREDIT:
ADULT, CHILD AND YOUNG PERSON CREDITS

<i>(1)</i> <i>Adult, child, young person</i>	<i>(2)</i> <i>Amount of Credit</i>
1. Adult.	£48.80.
1A. (4) In the case of an adult or adults to whom regulation 46(1)(aa) applies.	£10.80.
2. (5) Person in respect of the period—	(a) £12.35;
(a) beginning on that person’s date of birth and ending on the day preceding the first Tuesday in September following that person’s eleventh birthday;	
(b) beginning on the first Tuesday in September following that person’s eleventh birthday and ending on the day preceding the first Tuesday in September following that person’s sixteenth birthday.	(b) £20.45.
3. Person in respect of the period beginning on the first Tuesday in September following that person’s sixteenth birthday and ending on the day preceding that person’s nineteenth birthday.	£25.40. (6)

SCHEDULE 3

Article 17(1)(d)

SCHEDULE 5 TO THE DISABILITY WORKING ALLOWANCE
REGULATIONS AS AMENDED BY THIS ORDER

“SCHEDULE 5

DETERMINATION OF APPROPRIATE MAXIMUM DISABILITY WORKING ALLOWANCE

<i>(1)</i> <i>Claimant, child or young person</i>	<i>(2)</i> <i>Amount of Allowance</i>
1. Single claimant.	1. £50.75.

(4) Paragraph 1A was inserted by S.I. [1995/1339](#).(5) Paragraphs 2 and 3 of column (1) were substituted by S.I. [1996/2545](#)(6) Relevant amending instrument is S.I. [1997/806](#).

<i>(1)</i> <i>Claimant, child or young person</i>	<i>(2)</i> <i>Amount of Allowance</i>
2. Claimant who is a member of a married or unmarried couple, or is a lone parent.	2. £79.40.
2A. (7) In the case of a claimant to whom regulation 51(1)(bb) applies.	2A. £10.80.
3. (8) Person in respect of the period—	(a) £12.35;
(a) beginning on that person’s date of birth and ending on the day preceding the first Tuesday in September following that person’s eleventh birthday;	
(b) beginning on the first Tuesday in September following that person’s eleventh birthday and ending on the day preceding the first Tuesday in September following that person’s sixteenth birthday.	(b) £20.45;
4. Person in respect of the period beginning on the first Tuesday in September following that person’s sixteenth birthday and ending on the day preceding that person’s nineteenth birthday.	4. (9) £25.40.
5. (10) Child or young person to whom regulation 51(1 A) applies (disabled child or young person).	5. £21.45.”

SCHEDULE 4

Article 18 (3)

PART I OF SCHEDULE 2 TO THE INCOME SUPPORT REGULATIONS AS AMENDED BY THIS ORDER

“SCHEDULE 2

APPLICABLE AMOUNTS

PART I

PERSONAL ALLOWANCES

1. The weekly amounts specified in column (2) below in respect of each person or couple specified in column (1) shall be the weekly amounts specified for the purposes of regulations 17(1) and 18(1) (applicable amounts and polygamous marriages).

(7) Paragraph 2A was inserted by S.I. 1995/1339.

(8) Paragraphs 3 and 4 of column (1) were substituted by S.I. 1996/2545.

(9) Relevant amending instrument is S.I. 1997/806.

(10) Paragraph 5 was added by S.I. 1995/482.

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(1) (11) Single claimant aged—	(a) (1) £30.30;
(a) except where head (b) or (c) of this sub-paragraph applies, less than 18;	
(b) less than 18 who falls within any of the circumstances specified in paragraph 1A,	(b) £39.85;
(c) less than 18 who satisfies the condition in paragraph 11 (a);	(c) £39.85;
(d) not less than 18 but less than 25;	(d) £39.85;
(e) not less than 25.	(e) £50.35.
(2) Lone parent aged—	(a) (2) £30.30;
(a) except where head (b) or (c) of this sub-paragraph applies, less than 18;	
(b) less than 18 who falls within any of the circumstances specified in paragraph 1A;	(b) £39.85;
(c) less than 18 who satisfies the condition in paragraph 11(a);	(c) £39.85;
(d) not less than 18.	(d) £50.35.
(3) (12) Couple—	(a) (3) £60.10;
(a) where both members are aged less than 18 and—	
(i) at least one of them is treated as responsible for a child; or	
(ii) had they not been members of a couple, each would have qualified for income support under regulation 4ZA; or	
(iii) the claimant's partner satisfies the requirements of section 3(1)(f)(iii) of the Jobseekers Act 1995 (prescribed circumstances for persons aged 16 but less than 18); or	
(iv) there is in force in respect of the claimant's partner a direction under section 16 of the Jobseekers Act 1995 (persons under 18: severe hardship);	

(11) Sub-paragraphs (1) and (2) were substituted by S.I. 1989/1034; relevant amending instruments are S.I. 1989/1678, 1990/1168 and 1996/206.

(12) Sub-paragraph (3) was substituted by S.I. 1996/206.

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(b) where both members are aged less than 18 and head (a) does not apply but one member of the couple falls within any of the circumstances specified in paragraph 1A;	(b) £39.85;
(c) where both members are aged less than 18 and heads (a) and (b) do not apply;	(c) £30.30;
(d) where both members are aged not less than 18;	(d) £79.00;
(e) where one member is aged not less than 18 and the other member is a person under 18 who—	(e) £79.00;
(i) qualifies for income support under regulation 4ZA, or who would so qualify if he were not a member of a couple; or	
(ii) satisfies the requirements of section 3(1)(f)(iii) of the Jobseekers Act 1995 (prescribed circumstances for persons aged 16 but less than 18); or	
(iii) is the subject of a direction under section 16 of the Jobseekers Act 1995 (persons under 18: severe hardship);	
(f) where the claimant is aged not less than 18 but less than 25 and his partner is a person under 18 who—	(f) £39.85;
(i) would not qualify for income support under regulation 4ZA if he were not a member of a couple; and	
(ii) does not satisfy the requirements of section 3(1)(f)(iii) of the Jobseekers Act 1995 (prescribed circumstances for persons aged 16 but less than 18); and	
(iii) is not the subject of a direction under section 16 of the Jobseekers Act 1995 (persons under 18: severe hardship);	

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Social Security Benefits Up-rating Order 1998 No. 470

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
<p>(g) where the claimant is aged not less than 25 and his partner is a person under 18 who—</p> <p style="margin-left: 2em;">(i) would not qualify for income support under regulation 4ZA if he were not a member of a couple; and</p> <p style="margin-left: 2em;">(ii) does not satisfy the requirements of section 3(1)(f) (iii) of the Jobseekers Act 1995 (prescribed circumstances for persons aged 16 but less than 18); and</p> <p style="margin-left: 2em;">(iii) is not the subject of a direction under section 16 of the Jobseekers Act 1995 (persons under 18: severe hardship).</p>	<p>(g) £50.35.</p>

2.—(1) (13) The weekly amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the weekly amounts specified for the purposes of regulations 17(1)(b) and 18(1)(c).

<i>(1)</i> <i>Child or Young Person</i>	<i>(2)</i> <i>Amount</i>
<p>Person in respect of the period—</p> <p>(a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's eleventh birthday;</p> <p>(b) beginning on the first Monday in September following that person's eleventh birthday and ending on the day preceding the first Monday in September following that person's sixteenth birthday;</p> <p>(c) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's nineteenth birthday.</p>	<p>(a) £17.30;</p> <p>(b) £25.35;</p> <p>(c) £30.30.</p>

2A.—(1) (14) The weekly amount for the purposes of regulations 17(1)(bb) and 18(1)(cc) (residential allowance) in respect of a person who satisfies the conditions specified in subparagraph (2) shall be—

- (a) except in a case to which head (b) applies, 07.50; and

(13) Relevant amending instrument is S.I. [1996/2545](#).

(14) Paragraph 2A was inserted by S.I. [1992/3147](#).

- (b) where the home in which the person resides is situated within the area described in Schedule 3C (the Greater London area), £64.00.”

SCHEDULE 5

Article 18(5)

PART IV OF SCHEDULE 2 TO THE INCOME SUPPORT
REGULATIONS AS AMENDED BY THIS ORDER

“PART IV

WEEKLY AMOUNTS OF PREMIUMS SPECIFIED IN PART III

<i>(1)</i> <i>Premium</i>	<i>(2)</i> <i>Amount</i>
15. —	(1)
(1) (15)	(a) (2) £20.10;
(2) (16) Pensioner premium for persons aged under 75—	
(a) where the claimant satisfies the condition in paragraph 9(a);	
(b) where the claimant satisfies the condition in paragraph 9(b).	(b) £30.35.
(2A) Pensioner premium for persons aged 75 and over—	
(a) where the claimant satisfies the condition in paragraph 9A(a);	(a) (2A) £22.35;
(b) where the claimant satisfies the condition in paragraph 9A(b).	(b) £33.55.
(3) Higher Pensioner Premium—	(a) (3) £27.20;
(a) where the claimant satisfies the condition in paragraph 10(1)(a) or (b);	
(b) where the claimant satisfies the condition in paragraph 10(2)(a) or (b).	(b) £38.90.
(4) Disability Premium—	(a) (4) £21.45;
(a) where the claimant satisfies the condition in paragraph 11(a);	
(b) where the claimant satisfies the condition in paragraph 11(b).	(b) £30.60.
(5) (17) Severe Disability Premium—	(a) (5) £38.50;

(15) Sub-paragraph (1) was omitted by S.I. [1996/1803](#).

(16) Sub-paragraphs (2) and (2A) were substituted by S.I. [1989/534](#).

(17) Relevant amending instrument is S.I. [1988/663](#).

<i>(1)</i> <i>Premium</i>	<i>(2)</i> <i>Amount</i>
(a) where the claimant satisfies the condition in paragraph 13(2)(a);	
(b) where the claimant satisfies the condition in paragraph 13(2)(b)—	(b) (i) £38.50;
(i) if there is someone in receipt of an invalid care allowance or if he or any partner satisfies that condition only by virtue of paragraph 13(3A);	
(ii) if no-one is in receipt of such an allowance.	(ii) £77.00.
(6) Disabled Child Premium.	(6) £21.45 in respect of each child or young person in respect of whom the condition specified in paragraph 14 is satisfied.
(7) (18) Carer Premium.	(7) £13.65 in respect of each person who satisfied the condition specified in paragraph 14ZA.”

SCHEDULE 6

Article 18(7)

INCOME SUPPORT: APPLICABLE AMOUNTS OF
PERSONS IN RESIDENTIAL CARE AND NURSING HOMES

PART I

PROVISIONS IN SCHEDULE 4 TO THE INCOME SUPPORT
REGULATIONS AS AMENDED BY THIS ORDER**Residential care homes**

6.—(1) Subject to sub-paragraph (2) and paragraphs 8 to 11, where the accommodation provided for the claimant is a residential care home for persons in need of personal care by virtue of—

- (a) old age, the appropriate amount shall be £213.00 per week;
- (b) past or present mental disorder but excluding mental handicap, the appropriate amount shall be £225.00 per week;
- (c) past or present drug or alcohol dependence, the appropriate amount shall be £225.00 per week;
- (d) mental handicap, the appropriate amount shall be £257.00 per week;
- (e) physical disablement, the appropriate amount shall be—
 - (i) in the case of a person to whom paragraph 8 applies, £292.00 per week, or
 - (ii) in any other case, £213.00 per week; or

(18) Sub-paragraph (7) was added by S.I. [1990/1776](#).

- (f) any condition not falling within sub-paragraphs (a) to (e) above, the appropriate amount shall be £213.00 per week.

Nursing homes

7. Subject to paragraphs 8 to 11, where the accommodation provided for the claimant is a nursing home for persons in need of personal care by virtue of—

- (a) past or present mental disorder but excluding mental handicap, the appropriate amount shall be £319.00 per week;
- (b) mental handicap, the appropriate amount shall be £325.00 per week;
- (c) past or present drug or alcohol dependence, the appropriate amount shall be £319.00 per week;
- (d) physical disablement, the appropriate amount shall be—
- (i) in the case of a person to whom paragraph 8 applies, £359.00 per week, or
- (ii) in any other case, £318.00 per week;
- (e) terminal illness, the appropriate amount shall be £318.00 per week; or
- (f) any condition not falling within sub-paragraphs (a) to (e), the appropriate amount shall be £318.00 per week.

11.—(1) (19) Where the accommodation provided for the claimant is a residential care home or a nursing home which is, in either case, situated in the Greater London area and the actual charge for that accommodation exceeds the appropriate amount in his case by virtue of the preceding paragraphs of this Schedule, the amount shall be increased by any excess up to—

- (a) in the case of a residential care home, 044.00;
- (b) in the case of a nursing home, 549.00.

Personal allowances

13. The allowance for personal expenses for the claimant and each member of his family referred to in paragraph 1 (1)(b) shall be—

- (a) for the claimant £14.45, and if he has a partner, for his partner, £14.45;
- (b) for a young person aged 18, £14.45;
- (c) for a young person aged under 18 but over 16, £10.05;
- (d) for a child aged under 16 but over 11, £8.65;
- (e) for a child aged under 11, £5.95.

PART II

OTHER SUMS SPECIFIED IN SCHEDULE 4 TO THE INCOME SUPPORT REGULATIONS

<i>Paragraph in Schedule 4</i>		<i>Specified sum</i>
2(2)(b)(i)	increases for meals	daily £1.10
2(2)(b)(ii)	increases for meals	daily £1.55

(19) Relevant amending instrument is S.I. [1991/544](#).

<i>Paragraph in Schedule 4</i>		<i>Specified sum</i>
2(2)(b)(iii)	increases for meals	daily £1.55

SCHEDULE 7

Article 18(8)

INCOME SUPPORT: APPLICABLE AMOUNTS IN SPECIAL CASES

PART I

PROVISIONS IN SCHEDULE 7 TO THE INCOME SUPPORT REGULATIONS AS AMENDED BY THIS ORDER

<i>(1)</i>	<i>(2)</i>
Patients	
1. (20) Subject to paragraphs 2, 2A, 3 and 18, a person who has been a patient for a period of more than six weeks and who is—	(a) (a) £16.20 plus any amount applicable under regulation 17(1)(e), (f) or (g);
(a) a single claimant;	
(b) (b) a lone parent;	(b) (b) £16.20 plus any amounts applicable to him under regulation 17(1)(b), (c), (e), (f) or (g) or under regulation 17(1)(d) because of paragraph 14 of Schedule 2 (applicable amounts);
(c) (c) a member of a couple—	(c) (i) the amount applicable in respect of both of them under regulation 17(1) reduced by £12.95;
(i) where only one of the couple is a patient or, where both members of the couple are patients but only one has been a patient for that period;	
(ii) where both members of the couple have been a patient for that period;	(ii) £32.40 plus any amounts which may be applicable under regulation 17(1)(b), (c), (e), (f) or (g) or under regulation 17(1)(d) because of paragraph 14 of Schedule 2;
(d) (d) a member of a polygamous marriage—	(d) (i) the applicable amount under regulation 18 (polygamous marriages) shall be reduced by £12.95 in respect of each such member who is a patient;
(i) where at least one member of the polygamous marriage is not a patient or has not been a patient for more than that period;	

(20) Relevant amending instruments are S.I. 1988/1445 and 2022, 1990/547 and 1996/1803.

(1)	(2)
(ii) where all the members of the polygamous marriage have been patients for more than that period.	(ii) the applicable amount shall be £16.20 in respect of each member plus any amounts applicable under regulation 18(1)(c), (d), (f), (g) or (h), or (e) because of his satisfying the condition specified in paragraph 14 of Schedule 2.
2. A single claimant who has been a patient for a continuous period of more than 52 weeks, where—	(a) (a) Such amount (if any) not exceeding £12.95 as is reasonable having regard to the views of the hospital staff and the patient’s relatives if available as to the amount necessary for his personal use;
(a) the following conditions are satisfied—	
(i) a person has been appointed to act for him under regulation 33 of the Social Security (Claims and Payments) Regulations 1987(21) (persons unable to act); and	
(ii) his income support is payable to an administrative officer of the hospital or other institution either as or at the request of the person so appointed; and	
(iii) a registered medical practitioner treating him certifies that all or part of his income support cannot be used by him or on his behalf; or	
(b) (b) those conditions are not satisfied.	(b) (b) £12.95.
2A. (22) A single claimant who is detained under the provisions of the Mental Health Act 1983(23) or the Mental Health (Scotland) Act 1984(24) and who immediately before his detention under either of those Acts was a prisoner.	2A. £12.95.
3. (25) Subject to paragraph 18—	
(a) a claimant who is not a patient and who is a member of a family of which another member is a child or young person who has been a patient for a period of more than 12 weeks; or	(a) (a) The amount applicable to him under regulation 17(1) or 18 except that the amount applicable under regulation 17(1)(b) or 18(1)(c) in respect of the child or young person referred to in Column (1) of this paragraph shall be £12.95 instead of an

(21) S.I. 1987/1968.

(22) Paragraph 2A was inserted by S.I. 1990/547.

(23) 1983 c. 20.

(24) 1984 c. 36.

(25) Relevant amending instrument is S.I. 1988/1445.

(1)	(2)
<p>(b) (b) where the person is a member of a family and paragraph 1 applies to him and another member of the family who is a child or young person has been a patient for a period of more than 12 weeks.</p>	<p>amount determined in accordance with paragraph 2 of Schedule 2; or</p> <p>(b) (b) the amount applicable to him under paragraph 1 except that the amount applicable under regulation 17(1)(b) or 18(1)(c) in respect of the child or young person referred to in Column (1) of this paragraph shall be £12.95 instead of an amount determined in accordance with paragraph 2 of Schedule 2.</p>
<p>Single claimants temporarily in local authority accommodation</p> <p>10A. (26)A single claimant who is temporarily in accommodation referred to in any of sub-paragraphs (a) to (d) (excluding heads (i) and (ii) of sub-paragraph (d)) of the definition of residential accommodation in regulation 21(3) (special cases).</p>	<p>10A. £64.70 of which £14.45 is for personal expenses plus any amounts applicable under regulation 17(1)(e), (f) or (g).</p>
<p>Couples and members of polygamous marriages where one member is or all are temporarily in local authority accommodation</p> <p>10B. —</p> <p>(1) A claimant who is a member of a couple temporarily separated from his partner where one of them is living in the home while the other is in accommodation referred to in any of sub-paragraphs (a) to (d) (excluding heads (i) and (ii) of sub-paragraph (d)) of the definition of residential accommodation in regulation 21(3) (special cases).</p> <p>(2) A claimant who is a member of a polygamous marriage and who is temporarily separated from a partner of his where one is, or some are, living in the home while one is, or some are, in accommodation referred to in sub-paragraph (1).</p> <p>(3) A claimant who is a member of a couple or a member of a polygamous marriage where both members of that couple or all the members of that marriage are in accommodation referred to in sub-paragraph (1).</p>	<p>10B. —</p> <p>(1) The aggregate of the amount applicable for the member who remains in the home calculated as if he were a single claimant under regulation 17(1), 19 or 21 and in respect of the other member £64.70 of which £14.45 is for personal expenses.</p> <p>(2) The aggregate of the amount applicable for the members of the polygamous marriage who remain in the home, under regulation 18 and in respect of each member not in the home £64.70 of which £14.45 is for personal expenses.</p> <p>(3) For each member of that couple or marriage £64.70 of which £14.45 is for personal expenses plus, if appropriate, the amount applicable under regulation 17(1)(e), (f) or (g) or 18(1)(f), (g) or (h).</p>

(26) Paragraphs 10A and 10B were inserted by S.I. 1988/663; relevant amending instruments are S.I. 1988/2022 and 1445, 1989/534, 1992/3147 and 1993/2119.

(1)	(2)
<p>Lone parents who are in residential accommodation temporarily</p> <p>10C (27). A claimant who is a lone parent who has entered residential accommodation temporarily.</p>	<p>10C. £64.70 of which £14.45 is for personal expenses, plus—</p> <p>(a) in respect of each child or young person who is a member of his family, the amount in respect of him prescribed in paragraph 2(a), (b), (c) or (d) of Schedule 2 or under this Schedule as appropriate; and</p> <p>(b) any amount which would be applicable to the claimant if he were not temporarily living away from the dwelling occupied as his home, under regulation 17(1)(c), (e), (f) or (g).</p>
<p>Persons in residential accommodation</p> <p>13. —</p> <p>(1) Subject to sub-paragraph (2), a person in or only temporarily absent from residential accommodation who is—</p> <p>(a) a single claimant;</p> <p>(b) (b) a lone parent;</p> <p>(c) (c) one of a couple;</p> <p>(d) (d) a child or young person;</p> <p>(e) (e) a member of a polygamous marriage.</p> <p>(2) A single claimant who has become a patient and whose residential accommodation was provided by and managed by a local authority.</p>	<p>13. —</p> <p>(1) (28) Any amount applicable under regulation 17(1)(f) or (g) or 18(1)(g) or (h), plus—</p> <p>(a) £64.70 of which £4.45 is for personal expenses;</p> <p>(b) (b) the amount specified in sub-paragraph (a) of this column;</p> <p>(c) (c) twice the amount specified in sub-paragraph (a) of this column;</p> <p>(d) (d) the appropriate amount in respect of him prescribed in paragraph 2 of Schedule 2 (applicable amounts);</p> <p>(e) (e) the amount specified in sub-paragraph (a) of this column multiplied by the number of members of the polygamous marriage in or only temporarily absent from that accommodation.</p> <p>(2) Any amount applicable under regulation 17(1)(f) or (g), plus £14.45.</p>
<p>Polish Resettlement</p> <p>13A. —</p> <p>(1) A claimant for whom accommodation is provided under section 3 of, and Part II of the Schedule to, the Polish Resettlement Act 1947 (provision of accommodation in camps) where</p>	<p>13A. —</p> <p>(1) The aggregate of—</p> <p>(a) the weekly charge for the accommodation provided for him, or if he is a member of a family, for him and his family, subject to the</p>

(27) Paragraph 10C was inserted by S.I. 1988/2022; relevant amending instruments are S.I. 1990/547, 1992/3147, 1993/2119 and 1996/1803.

(28) Relevant amending instruments are S.I. 1988/1445, 1990/547, 1992/3147 and 1993/2119.

(1)	(2)
<p>the claimant both requires personal care and is provided with it in the accommodation and—</p> <ul style="list-style-type: none"> (a) is resident in that accommodation on 31st March 1995 or is temporarily absent on that date; or (b) is first provided with such accommodation and care on or after 1st April 1995; or (c) is re-admitted to such accommodation on or after 1st April 1995 where his absence has been other than temporary. 	<p>maximum determined in accordance with sub-paragraph (2); and</p> <ul style="list-style-type: none"> (b) a weekly amount for personal expenses for him or, if he is a member of a family, for him and for each member of his family determined in accordance with sub-paragraph (3) or, in the case of a claimant to whom sub-paragraph (1) (b) or (c) of Column (1) applies, determined in accordance with sub-paragraph (3A) below.

(2) In this paragraph “personal care” means care which a claimant requires by reason of old age, disablement, past or present dependence on alcohol or drugs, past or present mental disorder or a terminal illness.

(3) An absence is temporary for the purposes of sub-paragraph (1) where the absent resident with the agreement of the manager of the accommodation intends to return to the accommodation in due course.

(2) The maximum referred to in sub-paragraph (1)(a) shall be—

- (a) in the case of a single claimant, £359.00;
- (b) in the case of a claimant who is a member of a family the aggregate of the following amounts—
 - (i) in respect of the claimant, £359.00;
 - (ii) in respect of each member of his family who lives in the accommodation aged under 11, 1½ times the amount specified in paragraph 2(a) of Schedule 2;
 - (iii) in respect of each member of his family aged not less than 11 who lives in the accommodation, £359.00; and
 - (iv) where the claimant is a lone parent, in respect of each member of the family who does not live in the accommodation, the amount which would be applicable in respect of that member under Schedule 2.

(1)

(2)

(3) Except where the claimant is a person to whom sub-paragraph (1)(b) or (c) of Column (1) refers, the amount for personal expenses referred to in sub-paragraph (1)(b) shall be—

- (d) for a young person aged under 18 but over 16, £10.05;
- (e) for a child aged under 16 but over 11, £8.65;
- (f) for a child aged under 11, £5.95.

(3A) In the case of a claimant to whom sub-paragraph (1)(b) or (c) of Column (1) applies, the amount for personal expenses referred to in sub-paragraph (1)(b) above shall be the aggregate of the amounts which are relevant to him and which are referred to in Schedule 4, paragraph 13.

(4) The maximum amount in respect of a member of a family aged under 11 calculated in the manner referred to in sub-paragraph (2)(b)(ii) shall be rounded to the nearest multiple of 5p by treating an odd amount of 2.5p or more as 5p and by disregarding an odd amount of less than 2.5p.

Persons in residential care or nursing homes who become patients

18. (29) A claimant to whom regulation 19 (persons in residential care or nursing homes) applies immediately before he or a member of his family became a patient where—

- (a) he or any member of his family has been a patient for a period of six weeks or less and the claimant—
 - (i) continues to be liable to meet the weekly charge for the accommodation without reduction in respect of himself or that member of his family who is a patient;
 - (ii) continues to be liable to meet the weekly charge for the accommodation but at a reduced rate;
 - (iii) is a single claimant and is likely to return to the accommodation, but has ceased to be liable to meet the weekly charge for that accommodation; or

- (a) (i) the amount which would be applicable under regulation 19 as if the claimant or the member of the family who is a patient were resident in the accommodation to which regulation 19 applies;
- (ii) the amount which would be applicable under regulation 19 having taken into account the reduced charge, as if the claimant or the member of the family who is a patient were resident in the accommodation to which regulation 19 applies;
- (iii) the amount applicable to him (if any) under paragraph 2(2) of Schedule 4 (meal allowances) plus the amount in respect of him as an allowance for personal expenses under paragraph 13 of Schedule 4 as if he were residing in the accommodation to which regulation 19 applies plus

(29) Relevant amending instruments are S.I. 1988/663 and 1445 and 1989/534.

(1)	(2)
<p>(iv) is a single claimant who ceases to be liable to meet the weekly charge for the accommodation, and who is unlikely to return to the accommodation;</p> <p>(b) (b) he or his partner has been a patient for a period of more than six weeks and the patient is—</p> <p style="padding-left: 2em;">(i) a single claimant;</p> <p>(ii) a lone parent;</p>	<p>any amount applicable under regulation 17(1)(f);</p> <p>(iv) the amount which would be applicable to him under regulation 17(1);</p> <p>(b) (i) £16.20 plus any amount applicable under regulation 17(1)(f), plus either the amount prescribed in paragraph 16 in respect of any retaining fee he is liable to pay for the accommodation or the amount applicable by virtue of regulation 17(1)(e), but not both;</p> <p>(ii) where one or more children or young persons remain in the accommodation, the amount applicable to the family as if regulation 19, having taken into account any reduction in charge, continued to apply to all the members of the family except that where the lone parent is the patient no amount shall be applicable in respect of him under paragraph 2(2) of Schedule 4 (meals allowances) and for the amount in respect of the allowance for personal expenses prescribed by paragraph 13 of Schedule 4, there shall be substituted the amount £16.20;</p> <p style="padding-left: 2em;">— where all the children or young persons are absent from the accommodation, £16.20 plus any amounts applicable to him under regulation 17(1)(b), (c), (d) or (f) plus, if appropriate, either the amount applicable under Column (2) of paragraph 16(a) or the amount applicable by virtue of regulation 17(1)(e) (housing costs) but not both;</p> <p style="padding-left: 2em;">— where one or more children or young persons are also patients and have been so for more than 12 weeks, in respect of those children and young persons remaining in the accommodation and the lone parent patient the amount specified in case one of Column (2) of subparagraph (b)(ii) save that the child or young person who has been a</p>

(1)	(2)
(iii) one of a couple or polygamous marriage and one of that couple or marriage is not a patient or has been a patient for six weeks or less;	patient for more than 12 weeks shall be disregarded as a member of the family in assessing the amount applicable under regulation 19, and in respect of each such child or young person there shall be added the amount of £16.20; (iii) where the members of the family not patients remain in the accommodation, the amount applicable to the family as if regulation 19 having taken into account any reduction in charge, continued to apply to all the members of the family except that in respect of the member of the couple or polygamous marriage who has been a patient for more than six weeks no amount shall be applicable in respect of him under paragraph 2(2) of Schedule 4 and for the amount in respect of the allowance for personal expenses prescribed by paragraph 13 of Schedule 4 there shall be substituted the amount of £16.20;
(iv) one of a couple or polygamous marriage where all the members of that couple or marriage are patients and have been so for more than six weeks;	— where one or more children or young persons are also patients and have been so for more than 12 weeks, in respect of those children and young persons and the member of the couple or polygamous marriage remaining in the accommodation the amount specified in case one of Column (2) of sub-paragraph (b)(iii) save that the child or young person who has been a patient for more than 12 weeks shall be disregarded as a member of the family in assessing the amount applicable under regulation 19 and in respect of each such child or young person there shall be added the amount of £12.95; (iv) where there is no child or young person in the family £16.20 in respect of each member of the couple or polygamous marriage, plus any amount applicable under regulation 17(1)(f) or 18(1)(g), plus either the amount prescribed in paragraph 16 in respect of any retaining fee for the accommodation he is liable to pay or the amount applicable by virtue of

(1)	(2)
<p>(c) (c) a child or young person who has been a patient for a period of more than 12 weeks.</p>	<p>regulation 17(1)(e) or 18(1)(f), but not both; – where there is a child or young person remaining in the accommodation, the amount which would be applicable in respect of the family as if regulation 19 having taken into account any reduction in charge continued to apply to all the members of the family except that in respect of each member of the couple or polygamous marriage no amount shall be applicable in respect of him under paragraph 2(2) of Schedule 4, and for the amount in respect of the allowance for personal expenses prescribed by paragraph 13 of Schedule 4 in respect of each member there shall be substituted the amount of £16.20;</p> <ul style="list-style-type: none"> — where there is a child or young person in the family but no child or young person remains in the accommodation, the amount applicable under paragraph 1(c) or 1(d) as is appropriate plus either the amount applicable under Column (2) of paragraph 16(a) or the amount applicable by virtue of regulation 17(1)(e) or 18(1)(f) but not both; — where one or more children or young persons are also patients and have been so for more than 12 weeks, in respect of those children and young persons remaining in the accommodation and the members of the couple or polygamous marriage, the amount specified in case two of Column (2) of sub-paragraph (b) (iv) save that the child or young person who has been a patient for more than 12 weeks shall be disregarded as a member of the family in assessing the amount applicable under regulation 19, and in respect of each such child or young person there shall be added the amount of £12.95; <p>(c) (c) the amount applicable under regulation 19 as if that child or young person was not a member of the family plus an amount of 512.95 in respect of that child or young person.</p>

PART II

OTHER SUMS SPECIFIED IN SCHEDULE 7
TO THE INCOME SUPPORT REGULATIONS

<i>Paragraph in Schedule 7</i>	<i>Specified Sum</i>
7. Members of religious orders	Nil
8. Prisoners	Nil
13A. (30) Polish Resettlement	(a) (3) (a) for the claimant, £17.35; (b) for his partner, £17.35; (c) for a young person aged 18, £15.55;
13B. (31) Polish Resettlement: persons temporarily absent from accommodation	80 per cent.
16. (32) Persons temporarily absent from a residential care or a nursing home	80 per cent.
17. Persons from abroad	Nil

SCHEDULE 8

Article 18(9)

OTHER APPLICABLE AMOUNTS SPECIFIED IN THE INCOME SUPPORT REGULATIONS

<i>Provision in Income Support Regulations</i>	<i>Specified Sum</i>
Regulation 22A(1)(33)	Applicable amount to be reduced by a sum equivalent to 20 per cent. of the specified amount.
Regulation 71(1)(a)(i)(34)	90 per cent. of the amount applicable or, as the case may be, of the reduced amount.
Regulation 71(1)(b)(i)	90 per cent. of the amount of the allowance for personal expenses or, as the case may be, of the reduced amount.
Regulation 71(1)(c)(i)	98 per cent. of the applicable amount for persons in residential accommodation.
Regulation 71(1)(d)	90 per cent. of the applicable amount.
Schedule 3(35), paragraph 5(3)	The relevant fraction of the applicable amount is the amount calculated by the formula AA+B

(30) Paragraph 13A was inserted by S.I. 1989/1678; relevant amending instrument is S.I. 1995/516.

(31) Paragraph 13B was inserted by S.I. 1994/2139.

(32) Relevant amending instruments are S.I. 1989/534 and 1993/2119.

(33) Regulation 22A was inserted by S.I. 1996/206.

(34) Relevant amending instruments are S.I. 1988/663, 1992/3147, 1993/2119 and 1996/206.

(35) Schedule 3 was substituted by S.I. 1995/1613.

<i>Provision in Income Support Regulations</i>	<i>Specified Sum</i>
Schedule 3, paragraph 6(1)(b)(36)	Half the amount which would fall to be met by applying the provisions of sub-paragraph (a).
Schedule 3, paragraph 6(1)(c)	Nil.
Schedule 3, paragraph 7(8)	100 per cent. of eligible interest.
Schedule 3, paragraph 8(1)(b)	Nil.
Schedule 3, paragraph 10(1)	The weekly amount of housing costs is the amount calculated by the formula $(A \times B) \times C52$
Schedule 3, paragraph 11(5)	£100, 000.
Schedule 3, paragraph 11(7)(a)	The alternative appropriate amount shall be calculated using the formula $P \times Q$
Schedule 3, paragraph 11(11)(37)	The qualifying portion of a loan shall be determined by the formula $R \times ST$
Schedule 3, paragraph 12(1)(a)(38)	7.97 per cent.
Schedule 3, paragraph 12(2) and (3)	5 per cent.

SCHEDULE 9

Article 21(6)

PART I OF SCHEDULE 2 TO THE HOUSING BENEFIT REGULATIONS AS AMENDED BY THIS ORDER

“SCHEDULE 2

APPLICABLE AMOUNTS

PART I

PERSONAL ALLOWANCES

1. The amounts specified in column (2) below in respect of each person or couple specified in column (1) shall be the amounts specified for the purposes of regulations 16(a) and 17(a) and (b)—

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(1) (39) Single claimant aged—	(b) (1) £39.85;
(b) less than 25;	(c) £50.35.

(36) Relevant amending instrument is S.I. 1995/2927.

(37) Paragraph 11(11) was inserted by S.I. 1995/2927.

(38) Relevant amending instrument is S.I. 1997/2604.

(39) Paragraph (a) was omitted by S.I. 1989/1017.

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(c) not less than 25.	
(2) Lone parent aged—	(a) (2) £39.85;
(a) less than 18;	(b) £50.35.
(b) not less than 18.	
(3) Couple—	
(a) where both members are aged less than 18;	
(b) where at least one member is aged not less than 18.	
(a) (3) £60.10;	
(b) £79.00.	

2.—(1) (40) The amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the amounts specified for the purposes of regulations 16(b) and 17(c)—

<i>(1)</i> <i>Child or Young Person</i>	<i>(2)</i> <i>Amount</i>
Person in respect of the period—	(a) £17.30;
(a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's eleventh birthday;	
(b) beginning on the first Monday in September following that person's eleventh birthday and ending on the day preceding the first Monday in September following that person's sixteenth birthday;	(b) £25.35;
(c) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's nineteenth birthday.	(c) £30.30."

(40) Relevant amending instrument is S.I. [1996/2545](#).

SCHEDULE 10

Article 21(9)

PART IV OF SCHEDULE 2 TO THE HOUSING BENEFIT
REGULATIONS AS AMENDED BY THIS ORDER

“PART IV

AMOUNTS OF PREMIUMS SPECIFIED IN PART III

<i>Premium</i>	<i>Amount</i>
15. —	
(1) (41)	
(2) (42) Pensioner Premium for persons aged under 75—	
(a) where the claimant satisfies the condition in paragraph 9(a);	
(b) where the claimant satisfies the condition in paragraph 9(b).	
1	
(a) £20.10;	
(b) £30.35.	
(2A) Pensioner Premium for persons aged 75 and over—	(a) £22.35;
(a) where the claimant satisfies the condition in paragraph 9A(a);	(b) £33.55.
(b) where the claimant satisfies the condition in paragraph 9A(b).	
(3) Higher Pensioner Premium—	(a) £27.20;
(a) where the claimant satisfies the condition in paragraph 10(1)(a) or (b);	(b) £38.90.
(b) where the claimant satisfies the condition in paragraph 10(2)(a) or (b).	
(4) Disability Premium—	(a) £21.45;
(a) where the claimant satisfies the condition in paragraph 11(a);	(b) £30.60.
(b) where the claimant satisfies the condition in paragraph 11(b).	
(5) (43) Severe Disability Premium—	(a) £38.50;
	(b) (i) £38.50;

(41) Sub-paragraph (1) was omitted by S.I. [1996/1803](#).**(42)** Sub-paragraphs (2) and (2A) were substituted by S.I. [1989/416](#).**(43)** Relevant amending instrument is S.I. [1996/462](#).

<i>Premium</i>	<i>Amount</i>
(a) where the claimant satisfies the condition in paragraph 13(2)(a);	(ii) £77.00.
(b) where the claimant satisfies the condition in paragraph 13(2)(b)—	
(i) in a case where there is someone in receipt of an invalid care allowance or if he or any partner satisfies that condition only by virtue of paragraph 13(3A);	
(ii) in a case where there is no-one in receipt of such an allowance.	
(6) Disabled Child Premium.	6. £21.45 in respect of each child or young person in respect of whom the condition specified in paragraph 14 of Part III of this Schedule is satisfied.
(7) Carer Premium(44).	7. £13.65 in respect of each person who satisfies the condition specified in paragraph 14ZA.”

SCHEDULE 11

Article 22(5)

PART I OF SCHEDULE 1 TO THE COUNCIL TAX BENEFIT REGULATIONS AS AMENDED BY THIS ORDER

“SCHEDULE 1

APPLICABLE AMOUNTS

PART I

PERSONAL ALLOWANCES

1. The amounts specified in column (2) below in respect of each person or couple specified in column (1) shall be the amounts specified for the purposes of regulations 8(a) and 9(a) and (b)—

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(1) Single claimant aged—	(a) (1) £39.85
(a) not less than 18 but less than 25;	(b) £50.35
(b) not less than 25.	
(2) Lone parent	(2) £50.35

(44) Sub-paragraph (7) was added by S.I. [1990/1775](#).

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Social Security Benefits Up-rating Order 1998 No. 470

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(3) Couple	(3) £79.00

2.—(1) **(45)** The amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the amounts specified for the purposes of regulations 8(b) and 9(c)—

<i>(1)</i> <i>Child or Young Person</i>	<i>(2)</i> <i>Amount</i>
Person in respect of the period—	(a) £17.30;
(a) beginning on that person’s date of birth and ending on the day preceding the first Monday in September following that person’s eleventh birthday;	
(b) beginning on the first Monday in September following that person’s eleventh birthday and ending on the day preceding the first Monday in September following that person’s sixteenth birthday;	(b) £25.35;
(c) beginning on the first Monday in September following that person’s sixteenth birthday and ending on the day preceding that person’s nineteenth birthday.	(c) £30.30.”

SCHEDULE 12

Article 22(7)

PART IV OF SCHEDULE 1 TO THE COUNCIL TAX
BENEFIT REGULATIONS AS AMENDED BY THIS ORDER

“SCHEDULE 1

APPLICABLE AMOUNTS

PART IV

AMOUNTS OF PREMIUMS SPECIFIED IN PART III

<i>Premium</i>	<i>Amount</i>
19. —	(1)
(1) (46)	(a) (2) £20.10
(2) Pensioner Premium for persons under 75—	(b) £30.35

(45) Relevant amending instrument is S.I. [1996/2545](#).

(46) Sub-paragraph (1) was omitted by S.I. [1996/1803](#).

<i>Premium</i>	<i>Amount</i>
(a) where the claimant satisfies the condition in paragraph 9(a);	
(b) where the claimant satisfies the condition in paragraph 9(b).	
(3) Pensioner Premium for persons 75 or over—	(a) (3) £22.35 (b) £33.55
(a) where the claimant satisfies the condition in paragraph 10(a);	
(b) where the claimant satisfies the condition in paragraph 10(b).	
(4) Higher Pensioner Premium—	(a) (4) £27.20 (b) £38.90
(a) where the claimant satisfies the condition in paragraph 11(1)(a) or (b);	
(b) where the claimant satisfies the condition in paragraph 11(2)(a) or (b).	
(5) Disability Premium—	(a) (5) £21.45 (b) £30.60
(a) where the claimant satisfies the condition in paragraph 12(a);	
(b) where the claimant satisfies the condition in paragraph 12(b).	
(6) (47) Severe Disability Premium—	(a) (6) £38.50 (b) (i) £38.50 (ii) £77.00
(a) where the claimant satisfies the condition in paragraph 14(2)(a);	
(b) where the claimant satisfies the condition in paragraph 14(2)(b)—	
(i) in a case where there is someone in receipt of an invalid care allowance or if he or any partner satisfies that condition only by virtue of paragraph 14(3A);	
(ii) in a case where there is no-one in receipt of such an allowance.	
(7) Disabled Child Premium	(7) £21.45 in respect of each child or young person in respect of whom the condition specified in paragraph 15 of Part III of this Schedule is satisfied.
(8) Carer Premium	(8) £13.65 in respect of each person who satisfies the condition specified in paragraph 16.”

(47) Relevant amending instrument is S.I. [1996/462](#).

SCHEDULE 13

Article 24(3)

PART I OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE
REGULATIONS AS AMENDED BY THIS ORDER

“SCHEDULE 1

APPLICABLE AMOUNTS

PART I

PERSONAL ALLOWANCES

1. (48) The weekly amounts specified in column (2) below in respect of each person or couple specified in column (1) shall be the weekly amounts specified for the purposes of regulations 83 and 84(1) (applicable amounts and polygamous marriages).

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(1) Single claimant aged—	(a) (1) pound;30.30
(a) except where head (b) or (c) of this sub-paragraph applies, less than 18;	(b) £39.85
(b) less than 18 who falls within paragraph (2) of regulation 57 and who—	
(i) is a person to whom regulation 59, 60 or 61 applies;	
or	
(ii) is the subject of a direction under section 16;	
(c) less than 18 who satisfies the condition in paragraph 13(a) of Part 3;	(c) £39.85
(d) not less than 18 but less than 25;	(d) £39.85
(e) not less than 25.	(e) £50.35
(2) Lone parent aged—	(a) (2) £30.30
(a) except where head (b) or (c) of this sub-paragraph applies, less than 18;	
(b) less than 18 who falls within paragraph (2) of regulation 57 and who—	(b) £39.85
(i) is a person to whom regulation 59, 60 or 61 applies;	
or	
(ii) is the subject of a direction under section 16;	

(48) Relevant amending instrument is S.I. [1996/1516](#).

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(c) less than 18 who satisfies the condition in paragraph 13(a) of Part 3;	(c) £39.85
(d) not less than 18.	(d) £50.35
(3) Couple—	(a) (3) £60.10
(a) where both members are aged less than 18 and—	
(i) at least one of them is treated as responsible for a child; or	
(ii) had they not been members of a couple, each would have been a person to whom regulation 59, 60 or 61 (circumstances in which a person aged 16 or 17 is eligible for a jobseeker's allowance) applied; or	
(iii) had they not been members of a couple, the claimant would have been a person to whom regulation 59, 60 or 61 (circumstances in which a person aged 16 or 17 is eligible for a jobseeker's allowance) applied and his partner satisfies the requirements for entitlement to income support other than the requirement to make a claim for it; or	
(iv) they are married and one member of the couple is a person to whom regulation 59, 60 or 61 applies and the other member is registered in accordance with regulation 62; or	
(iva) they are married and each member of the couple is a person to whom regulation 59, 60 or 61 applies; or	
(v) there is a direction under section 16 (jobseeker's allowance in cases of severe hardship) in respect of each member; or	
(vi) there is a direction under section 16 in respect of one of them and the other is a person	

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
<p>to whom regulation 59, 60 or 61 applies; or</p> <p>(vii) there is a direction under section 16 in respect of one of them and the other satisfies requirements for entitlement to income support other than the requirement to make a claim for it;</p>	
<p>(b) where both members are aged less than 18 and sub-paragraph (3)(a) does not apply but one member of the couple falls within paragraph (2) of regulation 57 and either—</p> <p style="padding-left: 2em;">(i) is a person to whom regulation 59, 60 or 61 applies; or</p> <p style="padding-left: 2em;">(ii) is the subject of a direction under section 16 of the Act;</p>	<p>(b) £39.85</p>
<p>(c) where both members are aged less than 18 and neither head (a) nor (b) of sub-paragraph (3) applies but one member of the couple—</p> <p style="padding-left: 2em;">(i) is a person to whom regulation 59, 60 or 61 applies; or</p> <p style="padding-left: 2em;">(ii) is the subject of a direction under section 16;</p>	<p>(c) £30.30</p>
<p>(d) where both members are aged less than 18 and none of heads (a), (b) or (c) of sub-paragraph (3) apply but one member of the couple is a person who satisfies the requirements of paragraph 13(a);</p>	<p>(d) £39.85</p>
<p>(e) where both members are aged not less than 18;</p>	<p>(e) £79.00</p>
<p>(f) where one member is aged not less than 18 and the other member is a person under 18 who—</p> <p style="padding-left: 2em;">(i) is a person to whom regulation 59, 60 or 61 applies; or</p> <p style="padding-left: 2em;">(ii) is the subject of a direction under section 16; and</p>	<p>(f) £79.00</p>

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(iii) satisfies requirements for entitlement to income support other than the requirement to make a claim for it;	
(g) where one member is aged not less than 18 but less than 25 and the other member is a person under 18—	(g) £39.85
(i) to whom none of the regulations 59 to 61 applies; or	
(ii) who is not the subject of a direction under section 16; and	
(iii) does not satisfy requirements for entitlement to income support disregarding the requirement to make a claim for it;	
(h) where one member is aged not less than 25 and the other member is a person under 18—	(h) £50.35
(i) to whom none of the regulations 59 to 61 applies; or	
(ii) is not the subject of a direction under section 16; and	
(iii) does not satisfy requirements for entitlement to income support disregarding the requirement to make a claim for it.	

2.—(1) (49) The weekly amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the weekly amounts specified for the purposes of regulations 83(b) and 84(1)(c).

<i>(1)</i> <i>Child or Young Person</i>	<i>(2)</i> <i>Amount</i>
Person in respect of the period—	(a) £17.30
(a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's eleventh birthday;	
(b) beginning on the first Monday in September following that person's eleventh birthday and ending on the day preceding the	(b) £25.35

(49) Relevant amending instrument is S.I. [1996/2545](#).

<i>(1)</i> <i>Child or Young Person</i>	<i>(2)</i> <i>Amount</i>
first Monday in September following that person's sixteenth birthday;	
(c) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's nineteenth birthday.	(c) £30.30

3.—(1) The weekly amount for the purposes of regulations 83(c) and 84(1)(d) (residential allowance) in respect of a person who satisfies the conditions specified in sub-paragraph (2) shall be—

- (a) except in a case to which head (b) applies, £57.50; and
- (b) where the home in which the person resides is situated within the area described in Schedule 3 (the Greater London area), £64.00.”

SCHEDULE 14

Article 24(5)

PART IV OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS AS AMENDED BY THIS ORDER

“PART IV

WEEKLY AMOUNTS OF PREMIUMS SPECIFIED IN PART III

<i>Premium</i>	<i>Amount</i>
20.—(1) (50)	(1)
(2) Pensioner premium for persons aged over 60—	(a) (2) £20.10.
(a) where the claimant satisfies the condition in paragraph 10(a);	
(b) where the claimant satisfies the condition in paragraph 10(b);	(b) £30.35.
(c) where the claimant satisfies the condition in paragraph 10(c).	(c) £30.35.
(3) Pensioner premium for claimants whose partner has attained the age of 75 where the claimant satisfies the condition in paragraph 11.	(3) £33.55.
(4) Higher Pensioner Premium—	(a) (4) £27.20.
(a) where the claimant satisfies the condition in paragraph 12(1)(a);	

(50) Sub-paragraph (1) was omitted by S.I. 1996/1803.

<i>Premium</i>	<i>Amount</i>
(b) where the claimant satisfies the condition in paragraph 12(1)(b) or (c).	(b) £38.90.
(5) Disability Premium—	(a) (5) £21.45.
(a) where the claimant satisfies the condition in paragraph 13(a);	
(b) where the claimant satisfies the condition in paragraph 13(b) or (c).	(b) £30.60.
(6) (51) Severe Disability Premium—	(a) (6) £38.50.
(a) where the claimant satisfies the condition in paragraph 15(1);	
(b) where the claimant satisfies the condition in paragraph 15(2)—	(b) (i) £38.50.
(i) if there is someone in receipt of an invalid care allowance or if any partner of the claimant satisfies that condition by virtue of paragraph 15(5);	
(ii) if no-one is in receipt of such an allowance.	(ii) £77.00.
(7) Disabled Child Premium.	(7) £21.45 in respect of each child or young person in respect of whom the conditions specified in paragraph 16 are satisfied.
(8) Carer Premium.	(8) £13.65 in respect of each person who satisfies the condition specified in paragraph 17.”

SCHEDULE 15

Article 24(7)

JOBSEEKER'S ALLOWANCE: APPLICABLE AMOUNTS OF PERSONS IN RESIDENTIAL CARE AND NURSING HOMES

PART I

PROVISIONS IN SCHEDULE 4 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS AS AMENDED BY THIS ORDER

Residential care homes

5. Subject to paragraphs 7 to 9, where the accommodation provided for the claimant is a residential care home for persons in need of personal care by virtue of—

(51) Relevant amending instrument is S.I. [1996/1516](#).

- (a) past or present mental disorder but excluding mental handicap, the appropriate amount shall be £225.00 per week;
- (b) past or present drug or alcohol dependence, the appropriate amount shall be £225.00 per week;
- (c) mental handicap, the appropriate amount shall be £257.00 per week;
- (d) physical disablement, the appropriate amount shall be £292.00 per week;
- (e) any condition not falling within sub-paragraphs (a) to (d) above, the appropriate amount shall be £213.00 per week.

Nursing homes

6. Subject to paragraphs 7 to 9, where the accommodation provided for the claimant is a nursing home for persons in need of personal care by virtue of—

- (a) past or present mental disorder but excluding mental handicap, the appropriate amount shall be £319.00 per week;
- (b) mental handicap, the appropriate amount shall be £325.00 per week;
- (c) past or present drug or alcohol dependence, the appropriate amount shall be £319.00 per week;
- (d) physical disablement, the appropriate amount shall be £359.00 per week;
- (e) terminal illness, the appropriate amount shall be £318.00 per week;
- (f) any condition not falling within sub-paragraphs (a) to (e), the appropriate amount shall be £318.00 per week.

9.—(1) Where the accommodation provided for the claimant is a residential care home or a nursing home which is, in either case, situated in the Greater London area and the actual charge for that accommodation exceeds the appropriate amount in his case by virtue of the preceding paragraphs of this Schedule, the amount shall be increased by any excess up to—

- (a) in the case of a residential care home, £44.00;
- (b) in the case of a nursing home, £49.00.

Personal Allowances

11. The allowance for personal expenses for the claimant and each member of his family referred to in paragraph 1 (1)(b) shall be—

- (a) for the claimant £14.45, and if he has a partner, for his partner, £14.45;
- (b) for a young person aged 18, £14.45;
- (c) for a young person aged under 18 but over 16, £10.05;
- (d) for a child aged under 16 but over 11, £8.65;
- (e) for a child aged under 11, £5.95.

PART II

OTHER SUMS SPECIFIED IN SCHEDULE 4 TO
THE JOBSEEKER'S ALLOWANCE REGULATIONS

<i>Paragraph in Schedule 4</i>		<i>Specified sum</i>
2(2)(b)(i)	increases for meals	daily £1.10
2(2)(b)(ii)	increases for meals	daily £1.55
2(2)(b)(iii)	increases for meals	daily £1.55

SCHEDULE 16

Article 24(8)

JOBSEEKER'S ALLOWANCE: APPLICABLE AMOUNTS IN SPECIAL CASES

PART I

PROVISIONS IN SCHEDULE 5 TO THE JOBSEEKER'S
ALLOWANCE REGULATIONS AS AMENDED BY THIS ORDER

<i>Column (1)</i>	<i>Column (2)</i>
Person other than claimant who is a patient	(a) (a) the applicable amount for a couple under regulation 83 reduced by £12.95;
1. (52) Subject to paragraphs 2, 15 and 17, a person who has been a patient for more than six weeks and who is—	
(a) a member of a couple and the other member is the claimant, or	(b) (b) the applicable amount under regulation 84 (polygamous marriages) reduced by £12.95 in respect of each member who is a patient.
(b) (b) a member of a polygamous marriage and the claimant is a member of the marriage but not a patient.	
(a) (a) A claimant who is not a patient and who is a member of a family of which another member is a child or young person who has been a patient for a period of more than 12 weeks; or	(a) (a) The amount applicable to him under regulation 83 or 84 except that the amount applicable under regulation 83(b) or 84(1)(c) in respect of the child or young person referred to in Column (1) of this paragraph shall be £12.95 instead of an amount determined in accordance with paragraph 2 of Schedule 1; or
(b) (b) where the person is a member of a family and paragraph 1 applies to him and another member of the family who is a child or young person has	(b) (b) the amount applicable to him under paragraph 1 except that the amount applicable under regulation 83(b) or 84(1)(c) in respect

(52) Relevant amending instrument is S.I. [1996/1516](#).

<i>Column (1)</i>	<i>Column (2)</i>
<p>been a patient for a period of more than 12 weeks.</p>	<p>of the child or young person referred to in Column (1) of this paragraph shall be £12.95 instead of an amount determined in accordance with paragraph 2 of Schedule 1.</p>
<p>Single claimants temporarily in local authority accommodation</p> <p>7. A single claimant who is temporarily in accommodation provided by a local authority of a kind specified in the definition of residential accommodation in regulation 85 (special cases).</p>	<p>7. (53) pound;64.70 of which £14.45 is for personal expenses plus any amounts applicable under regulation 83(f) and 87(2) and (3).</p>
<p>Couples and members of polygamous marriages where one member is or all are temporarily in local authority accommodation</p> <p>8. —</p> <p>(1) A claimant who is a member of a couple and temporarily separated from his partner where one of them is living in the home while the other is in accommodation provided by a local authority of a kind specified in the definition of residential accommodation in regulation 85 (special cases).</p> <p>(2) A claimant who is a member of a polygamous marriage and who is temporarily separated from a partner of his where one is, or some are, living in the home while one is, or some are, in accommodation referred to in sub-paragraph (1).</p> <p>(3) A claimant who is a member of a couple or a member of a polygamous marriage where both members of that couple or all the members of that marriage are in accommodation referred to in sub-paragraph (1).</p>	<p>8. —</p> <p>(1) (54) The aggregate of the amount applicable for the member who remains in the home calculated as if he were a single claimant under regulation 83, 85 or 86 and in respect of the other member £64.70 of which £14.45 is for personal expenses.</p> <p>(2) The aggregate of the amount applicable, for the members of the polygamous marriage who remain in the home, under regulation 84 and in respect of each member not in the home £64.70 of which £14.45 is for personal expenses.</p> <p>(3) For each member of that couple or marriage £64.70 of which £4.45 is for personal expenses plus, if appropriate, the amount applicable under regulation 83(f), 84(1)(g) and 87(2) and (3).</p>
<p>Lone parents who are in residential accommodation temporarily</p> <p>9. A claimant who is a lone parent who has entered residential accommodation temporarily.</p>	<p>9. (55) £64.70 of which £14.45 is for personal expenses, plus—</p> <p>(a) in respect of each child or young person who is a member of his family, the amount in respect of him prescribed in paragraph 2(a), (b), (c) or (d) of Schedule 1 or under this Schedule as appropriate; and</p> <p>(b) any amount which would be applicable to the claimant if he were</p>

(53) Relevant amending instrument is S.I. [1996/2538](#).

(54) Relevant amending instrument is S.I. [1996/1516](#).

(55) Relevant amending instrument is S.I. [1996/1803](#).

<i>Column (1)</i>	<i>Column (2)</i>
	not temporarily living away from the dwelling occupied as his home, under regulation 83(d) or (f) or under regulation 87(2) or (3).
Persons in residential accommodation	15. —
15. —	(1) Any amount applicable under regulation 87(2) and (3), plus—
(1) (56) Subject to sub-paragraph (2), a person in or only temporarily absent from residential accommodation who is	(a) £64.70 of which £14.45 is for personal expenses;
(a) a single claimant;	(b) (b) the amount specified in sub-paragraph (a) of this column;
(b) (b) a lone parent;	(c) (c) twice the amount specified in sub-paragraph (a) of this column;
(c) (c) one of a couple;	(d) (d) the appropriate amount in respect of him prescribed in paragraph 2 of Schedule 1 (applicable amounts);
(d) (d) a child or young person;	(e) (e) the amount specified in sub-paragraph (a) of this column multiplied by the number of members of the polygamous marriage in or only temporarily absent from that accommodation.
(e) (e) a member of a polygamous marriage.	
(2) A single claimant who has become a patient and whose residential accommodation was provided by and managed by a local authority.	(2) Any amount applicable under regulation 87(2) and (3), plus £14.45.
Persons in residential care or nursing homes who become patients	(a) (i) the amount which would be applicable under regulation 86 as if the claimant or the member of the family who is a patient were resident in the accommodation to which regulation 86 applies;
(a) (a) (57) A claimant to whom regulation 86 (persons in residential care or nursing homes) applies immediately before he or a member of his family became a patient where—	
(a) he has been a patient for not more than 2 weeks or any member of his family has been a patient for not more than six weeks and the claimant—	
(i) continues to be liable to meet the weekly charge for the accommodation without reduction in respect of himself	

(56) Relevant amending instrument is S.I. 1996/1516.

(57) Relevant amending instruments are S.I. 1996/1516 and 1517.

<i>Column (1)</i>	<i>Column (2)</i>
<p>or that member of his family who is a patient;</p>	
<p>(ii) continues to be liable to meet the weekly charge for the accommodation but at a reduced rate;</p>	<p>(ii) the amount which would be applicable under regulation 86 having taken into account the reduced charge, as if the claimant or the member of the family who is a patient were resident in the accommodation to which regulation 86 applies;</p>
<p>(iii) is a single claimant who has been a patient for not more than 2 weeks and is likely to return to the accommodation, but has ceased to be liable to meet the weekly charge for that accommodation; or</p>	<p>(iii) the amount applicable to him (if any) under paragraph 2(2) of Schedule 4 (meal allowances) plus the amount in respect of him as an allowance for personal expenses under paragraph 11 of Schedule 4 as if he were residing in the accommodation to which regulation 86 applies plus any amount applicable under regulation 87(3);</p>
<p>(iv) is a single claimant who has been a patient for not more than 2 weeks and who ceases to be liable to meet the weekly charge for the accommodation, and who is unlikely to return to the accommodation;</p>	<p>(iv) the amount which would be applicable to him under regulation 83;</p>
<p>(b) (b) the claimant is one of a couple or polygamous marriage and either—</p> <p style="padding-left: 2em;">(i) the claimant is not a patient and the other member of the couple or one or more members of the marriage has been a patient for a period of more than 6 weeks; or</p>	<p>(b) (b) where—</p> <p style="padding-left: 2em;">(i) the members of the family not patients remain in the accommodation, the amount applicable to the family as if regulation 86 having taken into account any reduction in charge, continued to apply to all the members of the family except that in respect of the member of the couple or polygamous marriage who has been a patient for more than six weeks no amount shall be applicable in respect of him under paragraph 2(2) of Schedule 4 and for the amount in respect of the allowance for personal expenses prescribed by paragraph 11 of Schedule 4 there shall be substituted the amount of £16.20;</p>
<p>(ii) the claimant is a patient but has not been a patient for more than 2 weeks and the other member of the couple or one or</p>	<p>(ii) one or more children or young persons are also patients and have been so for more than 12 weeks, in respect</p>

<i>Column (1)</i>	<i>Column (2)</i>
more members of the marriage has been a patient for more than 6 weeks;	of those children and young persons and the member of the couple or polygamous marriage remaining in the accommodation the amount specified in column (2) of sub-paragraph (b)(i) save that the child or young person who has been a patient for more than 12 weeks shall be disregarded as a member of the family in assessing the amount applicable under regulation 86 and in respect of each such child or young person there shall be added the amount of £12.95;
(c) (c) a child or young person who has been a patient for a period of more than 12 weeks.	
(c) the amount applicable under regulation 85 as if the child or young person was not a member of the family plus an amount of £12.95 in respect of that child or young person.	

PART II

OTHER SUMS SPECIFIED IN SCHEDULE 5 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS

<i>Paragraph in Schedule 5</i>	<i>Specified Sum</i>
4. Members of religious orders	Nil
14. Persons from abroad	Nil
16. Persons temporarily absent from a hostel, residential care or nursing home	80 per cent.

SCHEDULE 17

Article 24(9)

OTHER APPLICABLE AMOUNTS SPECIFIED IN THE JOBSEEKER'S ALLOWANCE REGULATIONS

<i>Provision in Jobseeker's Allowance Regulations</i>	<i>Specified Sum</i>
Regulation 145(1)(58)	Weekly applicable amount to be reduced by a sum equivalent to 40 per cent. or, as the case may be, 20 per cent. of the specified amount.

(58) Relevant amending instrument is S.I. [1996/1516](#).

<i>Provision in Jobseeker's Allowance Regulations</i>	<i>Specified Sum</i>
Regulation 148(1)(a)(i)	90 per cent. of the amount applicable or, as the case may be, of the reduced applicable amount.
Regulation 148(1)(b)(i)	90 per cent. of the amount of the allowance for personal expenses or, as the case may be, of the reduced amount.
Regulation 148(1)(c)(i)	98 per cent. of the applicable amount for persons in residential accommodation.
Regulation 148(1)(d)	90 per cent. of the applicable amount.
Schedule 2, paragraph 5(3)	The relevant fraction of the applicable amount is the amount calculated by the formula $AA+B$
Schedule 2, paragraph 6(1)(b)	Half the amount which would fall to be met by applying the provisions of sub-paragraph (a).
Schedule 2, paragraph 6(1)(c)	Nil.
Schedule 2, paragraph 7(1)(b)	Nil.
Schedule 2, paragraph 9(1)	The weekly amount of housing costs is the amount calculated by the formula $A \times B \times C52$
Schedule 2, paragraph 10(4)	£100, 000.
Schedule 2, paragraph 10(6)(a)	The alternative appropriate amount shall be calculated using the formula $P \times Q$
Schedule 2, paragraph 10(10)	The qualifying portion of a loan shall be determined by the formula $R \times ST$
Schedule 2, paragraph 11(2) and (3)(59)	5 per cent.

(59) Relevant amending instrument is S.I. [1996/1517](#).