
DRAFT STATUTORY INSTRUMENTS

2005 No.

The Social Security Benefits Up-rating Order 2005

PART 3

INCOME SUPPORT, HOUSING BENEFIT AND COUNCIL TAX 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 shall be the sums set out in the following provisions of this article and Schedules 2 to 5 to this Order; and for this purpose references in this article to a numbered regulation or Schedule are, unless the context otherwise requires, references to the regulation of, or the 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(a) of Part III of Schedule 2,

the sum specified is in each case £3,000(1).

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

(4) In paragraph 3 of Part II of Schedule 2(3) (applicable amounts: family premium)—

- (a) in sub-paragraph (1)(a) for “£15.95” substitute “£16.10”; and
- (b) in sub-paragraph (1)(b) for “£15.95” substitute “£16.10”.

(5) The sums specified in Part IV of Schedule 2(4) (applicable amounts: weekly amounts of premiums) shall be as set out in Schedule 3 to this Order.

(6) In paragraph 18 of Schedule 3(5) (housing costs: non-dependant deductions)—

- (a) in sub-paragraph (1)(a) “£47.75” remains unchanged;
- (b) in sub-paragraph (1)(b) “£7.40” remains unchanged;
- (c) in sub-paragraph (2)(a) for “£97.00” substitute “£101.00”;
- (d) in sub-paragraph (2)(b)—
 - (i) for “£97.00” substitute “£101.00”;
 - (ii) for “£144.00” substitute “£150.00”;
 - (iii) “£17.00” remains unchanged;

(1) The provisions referred to in this article have been amended by S.I.2003/455 to omit the sum specified (*see* regulation 7 for transitional arrangements in connection with the introduction of child tax credit).

(2) Relevant amending instruments are S.I. 1996/206, 2003/455 and 2004/552.

(3) Relevant amending instruments are S.I. 1996/1803, 1998/766, 1999/2555 and 2004/552. Paragraph 3 has been omitted by S.I. 2003/455 (*see* regulation 7 for transitional arrangements).

(4) Relevant amending instruments are S.I. 1996/1803, 2000/2239, 2003/455 and 2004/552.

(5) Schedule 3 was substituted by S.I. 1995/1613; relevant amending instruments are S.I. 1995/2927, 1996/2518, 1999/3178, 2002/3019 and 2004/552 and 2327.

- (e) in sub-paragraph (2)(c)—
 - (i) for “£144.00” substitute “£150.00”;
 - (ii) for “£186.00” substitute “£194.00”;
 - (iii) “£23.35” remains unchanged;
 - (f) in sub-paragraph (2)(d)—
 - (i) for “£186.00” substitute “£194.00”;
 - (ii) for “£247.00” substitute “£258.00”;
 - (iii) “£38.20” remains unchanged; and
 - (g) in sub-paragraph (2)(e)—
 - (i) for “£247.00” substitute “£258.00”;
 - (ii) for “£308.00” substitute “£322.00”;
 - (iii) “£43.50” remains unchanged.
- (7) Those sums relevant to the calculation of an applicable amount which are specified in Schedule 7(6) (applicable amounts in special cases)—
- (a) which are amended by this Order shall be as set out in Part I of Schedule 4 to this Order; and
 - (b) which are not increased by this Order are the sums set out in Part II of that Schedule.
- (8) The sums specified in any provision of the Income Support Regulations set out in column (1) of Schedule 5 to this Order are the sums set out in column (2) of that Schedule.
- (9) In paragraph 19(b) of Schedule 9(7) (sums to be disregarded in the calculation of income other than earnings) for “£9.80” substitute “£10.55”.

(6) Relevant amending instruments are S.I. 1988/663, 1445 and 2022, 1989/534 and 1678, 1990/547, 1991/236 and 1559, 1992/3147, 1994/2139, 2000/636 and 681, 2001/488 and 3767, 2002/398, 2003/455, 1121 and 1195 and 2004/552.

(7) Relevant amending instruments are S.I. 1994/527, 1995/516 and 2004/552.