

---

DRAFT STATUTORY INSTRUMENTS

---

**2019 No.**

**The Social Security Benefits Up-rating Order 2019**

**PART 6**

**EMPLOYMENT AND SUPPORT ALLOWANCE**

**Applicable amounts for the ESA Regulations 2008**

**27.**—(1) The sums that are relevant to the calculation of an applicable amount as specified in the ESA Regulations 2008 shall be the sums set out in this article and Schedule 8 to this Order; and unless stated otherwise, any reference in this article to a numbered Schedule is a reference to the Schedule to the ESA Regulations 2008 bearing that number.

(2) The sums specified in Part 3 of Schedule 4(1) (weekly amount of premiums specified in Part 2) shall be as set out in paragraph 1 of Schedule 8 to this Order.

(3) In cases falling within paragraphs 2 to 7 of Schedule 2 to the ESA and UC Regulations 2017, the sums specified in paragraph 11(1) of Schedule 4 to the ESA Regulations 2008 shall be as set out in paragraph 2 of Schedule 8 to this Order.

(4) In Part 4 of Schedule 4(2) (the component) in paragraph 13 for “£37.65” substitute “£38.55”.

(5) In paragraph 12 of Schedule 6(3) (general provisions applying to housing costs) as it has effect in a case falling within regulation 19, 19A or 20 of the Loans for Mortgage Interest Regulations 2017(4)—

- (a) in sub-paragraph (4) “£100,000” remains unchanged;
- (b) in sub-paragraph (12)(b)(5) “£150,000” remains unchanged; and
- (c) in sub-paragraph (12)(c) “£125,000” remains unchanged.

(6) In paragraph 19 of Schedule 6(6) (housing costs: non-dependant deductions)—

- (a) in sub-paragraph (1)(a) for “£98.30” substitute “£100.65”;
- (b) in sub-paragraph (1)(b) for “£15.25” substitute “£15.60”;
- (c) in sub-paragraph (2)(a) for “£139.00” substitute “£143.00”;
- (d) in sub-paragraph (2)(b)—
  - (i) for “£35.00” substitute “£35.85”;
  - (ii) for “£139.00” substitute “£143.00”; and
  - (iii) for “£204.00” substitute “£209.00”;

(e) in sub-paragraph (2)(c)—

---

(1) Relevant amending instruments are [S.I. 2008/2428](#), [2015/457](#) and [2018/281](#).  
(2) Relevant amending instruments are [S.I. 2017/204](#) and [2018/281](#).  
(3) See [S.I. 2008/3195](#) which modifies paragraph 12(4) so that it applies as if the reference to “£100,000” were to “£200,000” in relation to certain persons.  
(4) [S.I. 2017/725](#). Relevant amending instrument is [S.I. 2018/307](#).  
(5) Relevant amending instrument is [S.I. 2008/2428](#).  
(6) Relevant amending instruments are [S.I. 2016/242](#) and [2018/281](#).

- (i) for “£48.05” substitute “£49.20”;
- (ii) for “£204.00” substitute “£209.00”; and
- (iii) for “£265.00” substitute “£272.00”;
- (f) in sub-paragraph (2)(d)—
  - (i) for “£78.65” substitute “£80.55”;
  - (ii) for “£265.00” substitute “£272.00”; and
  - (iii) for “£354.00” substitute “£363.00”; and
- (g) in sub-paragraph (2)(e)—
  - (i) for “£89.55” substitute “£91.70”;
  - (ii) for “£354.00” substitute “£363.00”; and
  - (iii) for “£439.00” substitute “£451.00”.

### **Prescribed amount for the ESA Regulations 2013**

**28.**—(1) In regulation 62(2) of the ESA Regulations 2013(7) (prescribed amounts) for “£37.65” substitute “£38.55”.

(2) In regulation 62(2)(b) of the ESA Regulations 2013 (prescribed amounts), as it has effect in cases falling within paragraphs 2 to 7 of Schedule 2 to the ESA and UC Regulations 2017(8), for “£37.65” substitute “£38.55”.

---

(7) Relevant amending instrument is [S.I. 2018/281](#).

(8) [S.I. 2017/204](#). Regulation 62(2) of the ESA Regulations 2013 was substituted by regulation 3 of [S.I. 2017/204](#) but that amendment does not apply where any of the circumstances in paragraphs 2 to 7 of Schedule 2 to that S.I. apply. Relevant amending instrument is [S.I. 2018/281](#).