
DRAFT STATUTORY INSTRUMENTS

2023 No.

The Social Security Benefits Up-rating Order 2023

PART 3

INCOME SUPPORT AND HOUSING BENEFIT

Applicable amounts for Income Support

21.—(1) Unless stated otherwise, any reference in this article to a numbered regulation or Schedule is a reference to the regulation of, or the Schedule to, the Income Support Regulations bearing that number.

(2) In—

(a) regulations 17(1)(b)(1), 18(1)(c) and 21(1)(2); and

(b) paragraphs 13A(2)(a)(3) and 14(2)(a)(4) of Part III of Schedule 2,

the sum specified is in each case £3,000 (which remains unchanged).

(3) In Part I of Schedule 2 (applicable amounts: personal allowances)—

(a) the sums specified in paragraph 1(5) shall be as set out in Schedule 2 to this Order; and

(b) in paragraph 2(1)(6), in sub-paragraphs (a) and (b) of column (2) of the table for “£70.80” substitute “£77.78”.

(4) In paragraph 3 of Part II of Schedule 2(7) (applicable amounts: family premium)—

(a) in sub-paragraph (1)(a) for “£17.85” substitute “£18.53”; and

(b) in sub-paragraph (1)(b) for “£17.85” substitute “£18.53”.

(5) The sums specified in Part IV of Schedule 2(8) (applicable amounts: weekly amounts of premiums) shall be as set out in Schedule 3 to this Order.

(6) In paragraph 18 of Schedule 3(9) (housing costs: non-dependant deductions)—

(a) in sub-paragraph (1)(a) for “£106.05” substitute “£116.75”;

(b) in sub-paragraph (1)(b) for “£16.45” substitute “£18.10”;

(c) in sub-paragraph (2)(a) for “£154.00” substitute “£162.00”;

(d) in sub-paragraph (2)(b)—

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- (1) Regulations 17(1)(b) and 18(1)(c) were omitted by [S.I. 2003/455](#). Regulation 7 of that S.I. (as amended by [S.I. 2005/2294](#)) makes transitional arrangements in connection with the introduction of tax credits.
- (2) Relevant amending instruments are [S.I. 1994/527](#), [1996/206](#) and [2431](#), [2000/636](#), [2001/3767](#) and [2003/455](#).
- (3) Paragraph 13A was inserted by [S.I. 2000/2629](#) and amended by [S.I. 2002/3019](#), [2003/455](#), [2007/719](#) and [2011/674](#) and [2425](#).
- (4) Relevant amending instruments are [S.I. 2007/719](#) and [2011/674](#).
- (5) Relevant amending instruments are [S.I. 1990/1168](#), [1996/206](#), [2007/719](#), [2010/641](#) and [2022/292](#).
- (6) Relevant amending instruments are [S.I. 1996/2545](#), [1999/2555](#), [2003/455](#), [2006/718](#) and [2022/292](#).
- (7) Relevant amending instruments are [S.I. 1996/1803](#), [1998/766](#), [2003/455](#), [2014/516](#) and [2022/292](#).
- (8) Relevant amending instruments are [S.I. 1990/1776](#), [1996/1803](#), [2000/2629](#), [2002/2497](#) and [3019](#), [2007/719](#), [2015/457](#) and [2022/292](#).
- (9) Schedule 3 was substituted by [S.I. 1995/1613](#). Relevant amending instruments are [S.I. 1995/2927](#), [1996/2518](#), [1999/3178](#), [2004/2327](#) and [2022/292](#).

- (i) for “£37.80” substitute “£41.60”;
- (ii) for “£154.00” substitute “£162.00”; and
- (iii) for “£224.00” substitute “£236.00”;
- (e) in sub-paragraph (2)(c)—
 - (i) for “£51.85” substitute “£57.10”;
 - (ii) for “£224.00” substitute “£236.00”; and
 - (iii) for “£292.00” substitute “£308.00”;
- (f) in sub-paragraph (2)(d)—
 - (i) for “£84.85” substitute “£93.40”;
 - (ii) for “£292.00” substitute “£308.00”; and
 - (iii) for “£389.00” substitute “£410.00”; and
- (g) in sub-paragraph (2)(e)—
 - (i) for “£96.60” substitute “£106.35”;
 - (ii) for “£389.00” substitute “£410.00”; and
 - (iii) for “£484.00” substitute “£511.00”.

Income Support Transitional Protection

22. It is directed⁽¹⁰⁾ that the sums which are special transitional additions to income support payable in accordance with regulation 15 of the Income Support (Transitional) Regulations 1987⁽¹¹⁾ (special transitional addition) shall be increased by 10.1 per cent.

The relevant sum for Income Support

23. In section 126(7) of the Contributions and Benefits Act⁽¹²⁾ (trade disputes: the relevant sum) for “£42.50” substitute “£47.00”.

Housing Benefit

24.—(1) Unless stated otherwise, any reference in this article to a numbered regulation or Schedule is a reference to the regulation of, or the Schedule to, the Housing Benefit Regulations bearing that number.

- (2) In regulation 27(3) (calculation of income on a weekly basis)—
 - (a) in sub-paragraph (a) “£175.00” remains unchanged; and
 - (b) in sub-paragraph (b) “£300” remains unchanged.
- (3) In regulation 74⁽¹³⁾ (non-dependant deductions)—
 - (a) in paragraph (1)(a) for “£106.05” substitute “£116.75”;
 - (b) in paragraph (1)(b) for “£16.45” substitute “£18.10”;
 - (c) in paragraph (2)(a) for “£154.00” substitute “£162.00”;
 - (d) in paragraph (2)(b)—
 - (i) for “£37.80” substitute “£41.60”;

⁽¹⁰⁾ See section 151(6) of the Administration Act.

⁽¹¹⁾ S.I. 1987/1969; relevant amending instruments are S.I. 1988/521 and 670, 1989/1626, 1991/1600 and 2022/292.

⁽¹²⁾ See section 126(8) of the Contributions and Benefits Act. Relevant amending instrument is S.I. 2022/292.

⁽¹³⁾ Regulation 74 was substituted by S.I. 2007/2868. Relevant amending instrument is S.I. 2022/292.

- (ii) for “£154.00” substitute “£162.00”; and
- (iii) for “£224.00” substitute “£236.00”;
- (e) in paragraph (2)(c)—
 - (i) for “£51.85” substitute “£57.10”;
 - (ii) for “£224.00” substitute “£236.00”; and
 - (iii) for “£292.00” substitute “£308.00”;
- (f) in paragraph (2)(d)—
 - (i) for “£84.85” substitute “£93.40”;
 - (ii) for “£292.00” substitute “£308.00”; and
 - (iii) for “£389.00” substitute “£410.00”; and
- (g) in paragraph (2)(e)—
 - (i) for “£96.60” substitute “£106.35”;
 - (ii) for “£389.00” substitute “£410.00”; and
 - (iii) for “£484.00” substitute “£511.00”.
- (4) In paragraph 2 of Part 1 of Schedule 1(**14**) (ineligible service charges), for “£30.10”, “£30.10”, “£15.25”, “£20.05”, “£20.05”, “£10.05” and “£3.70” substitute “£33.15”, “£33.15”, “£16.80”, “£22.10”, “£22.10”, “£11.05” and “£4.05” respectively.
- (5) In paragraph 6 of Part 2 of Schedule 1(**15**) (payments in respect of fuel charges)—
 - (a) in sub-paragraph (2)(a) “£35.25” remains unchanged;
 - (b) in sub-paragraph (2)(b) and (d) “£4.10” remains unchanged; and
 - (c) in sub-paragraph (2)(c) “£2.85” remains unchanged.
- (6) In Part 1 of Schedule 3 (applicable amounts: personal allowances)—
 - (a) the sums specified in paragraph 1(**16**) shall be as set out in Schedule 4 to this Order; and
 - (b) in paragraph 2(1)(**17**), in sub-paragraphs (a) and (b) of column (2) of the table for “£70.80” substitute “£77.78”.
- (7) In paragraph 3 of Part 2 of Schedule 3 (applicable amounts: family premium) as it has effect in a case falling within regulation 4 of the Housing Benefit (Abolition of the Family Premium and date of claim) (Amendment) Regulations 2015(**18**)—
 - (a) in sub-paragraph (1)(a) “£22.20” remains unchanged; and
 - (b) in sub-paragraph (1)(b) for “£17.85” substitute “£18.53”.
- (8) The sums specified in Part 4 of Schedule 3 (applicable amounts: premiums) shall be as set out in Schedule 5 to this Order.
- (9) In Part 6 of Schedule 3(**19**) (amount of component)—
 - (a) in paragraph 25, as it has effect in cases falling within paragraphs 2 to 7 of Schedule 2 to the ESA and UC Regulations 2017(**20**), for “£30.60” substitute “£33.70”; and

(14) Relevant amending instrument is [S.I. 2022/292](#).

(15) Relevant amending instrument is [S.I. 2022/292](#).

(16) Relevant amending instruments are [S.I. 2015/30](#), [2017/376](#) and [2022/292](#).

(17) Relevant amending instruments are [S.I. 2006/718](#) and [2022/292](#).

(18) [S.I. 2015/1857](#). Part 2 of Schedule 3 was omitted by regulation 2 of that S.I. subject to transitional arrangements in regulation 4.

(19) Part 6 was inserted by [S.I. 2008/1082](#) (as amended by [S.I. 2008/2428](#)) and amended by [S.I. 2017/204](#).

(20) [S.I. 2017/204](#). Paragraph 25 was revoked by paragraph 6 of Schedule 1 to that S.I. but the revocation 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. 2022/292](#).

(b) in paragraph 26(21) for “£40.60” substitute “£44.70”.

(10) In paragraph 17(1)(22) and (3)(c) of Schedule 4 (sums to be disregarded in the calculation of earnings) “£17.10” remains unchanged.

(11) In paragraph 56 of Schedule 5 (sums to be disregarded in the calculation of income other than earnings) “£17.10” remains unchanged.

Housing Benefit for certain persons over the qualifying age for State Pension Credit

25.—(1) Unless stated otherwise, any reference in this article to a numbered regulation or Schedule is a reference to the regulation of, or the Schedule to, the Housing Benefit (SPC) Regulations bearing that number.

(2) In regulation 30(3) (calculation of income on a weekly basis)—

(a) in sub-paragraph (a) “£175.00” remains unchanged; and

(b) in sub-paragraph (b) “£300.00” remains unchanged.

(3) In regulation 55(23) (non-dependant deductions)—

(a) in paragraph (1)(a) for “£106.05” substitute “£116.75”;

(b) in paragraph (1)(b) for “£16.45” substitute “£18.10”;

(c) in paragraph (2)(a) for “£154.00” substitute “£162.00”;

(d) in paragraph (2)(b)—

(i) for “£37.80” substitute “£41.60”;

(ii) for “£154.00” substitute “£162.00”; and

(iii) for “£224.00” substitute “£236.00”;

(e) in paragraph (2)(c)—

(i) for “£51.85” substitute “£57.10”;

(ii) for “£224.00” substitute “£236.00”; and

(iii) for “£292.00” substitute “£308.00”;

(f) in paragraph (2)(d)—

(i) for “£84.85” substitute “£93.40”;

(ii) for “£292.00” substitute “£308.00”; and

(iii) for “£389.00” substitute “£410.00”; and

(g) in paragraph (2)(e)—

(i) for “£96.60” substitute “£106.35”;

(ii) for “£389.00” substitute “£410.00”; and

(iii) for “£484.00” substitute “£511.00”.

(4) In paragraph 2 of Part 1 of Schedule 1(24) (ineligible service charges), for “£30.10”, “£30.10”, “£15.25”, “£20.05”, “£20.05”, “£10.05” and “£3.70” substitute “£33.15”, “£33.15”, “£16.80”, “£22.10”, “£22.10”, “£11.05” and “£4.05” respectively.

(5) In paragraph 6 of Part 2 of Schedule 1(25) (payments in respect of fuel charges)—

(a) in sub-paragraph (2)(a) “£35.25” remains unchanged;

(21) Relevant amending instrument is [S.I. 2022/292](#).

(22) Relevant amending instruments are [S.I. 2009/2608](#) and [2010/793](#).

(23) Regulation 55 was substituted by [S.I. 2007/2869](#). Relevant amending instrument is [S.I. 2022/292](#).

(24) Relevant amending instrument is [S.I. 2022/292](#).

(25) Relevant amending instrument is [S.I. 2022/292](#).

- (b) in sub-paragraph (2)(b) and (d) “£4.10” remains unchanged; and
 - (c) in sub-paragraph (2)(c) “£2.85” remains unchanged.
- (6) In Part 1 of Schedule 3 (applicable amounts: personal allowances)—
- (a) the sums specified in paragraph 1(26) shall be as set out in Schedule 6 to this Order; and
 - (b) in paragraph 2(1)(27), in sub-paragraphs (a) and (b) of column (2) of the table for “£70.80” substitute “£77.78”.
- (7) In paragraph 3(1) of Part 2 of Schedule 3 (applicable amounts: family premium) as it has effect in a case falling within regulation 4 of the Housing Benefit (Abolition of the Family Premium and date of claim) (Amendment) Regulations 2015 for “£17.85” substitute “£18.53”.
- (8) The sums specified in Part 4 of Schedule 3 (applicable amounts: amounts of premiums specified in Part 3) shall be as set out in Schedule 7 to this Order.
- (9) In paragraph 9(1) and (3)(c) of Schedule 4 (sums disregarded from claimant’s earnings) “£17.10” remains unchanged.
- (10) In paragraph 21 of Schedule 5(28) (amounts to be disregarded in the calculation of income other than earnings) “£17.10” remains unchanged.

(26) Relevant amending instruments are [S.I. 2017/1187](#), [2021/162](#) and [188](#) and [2022/292](#).

(27) Relevant amending instruments are [S.I. 2006/718](#) and [2022/292](#).

(28) Relevant amending instruments are [S.I. 2008/3157](#) and [2010/793](#).