

Status: Point in time view as at 22/03/2001.

Changes to legislation: There are currently no known outstanding effects for the Disability Living Allowance and Disability Working Allowance Act 1991. (See end of Document for details)

SCHEDULES

^{F1}SCHEDULE 1

Textual Amendments

F1 [Sch. 1](#) repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), [Sch.1](#)

SCHEDULE 2

Section 4.

DISABILITY LIVING ALLOWANCE AND ATTENDANCE ALLOWANCE: AMENDMENTS

Vehicles (Excise) Act 1971 (c. 10)

^{F2}₁

Textual Amendments

F2 [Sch. 2 para. 1](#) repealed (1.9.1994) by 1994 c. 22, ss. 65, 66 (with s. 57(4))

Tribunals and Inquiries Act 1971 (c. 62)

2 ^{F3}(1)

^{F4}(2)

Textual Amendments

F3 [Sch. 2 para. 2\(1\)](#) repealed (1.10.1992) by Tribunals and Enquiries Act 1992 c. 53, ss. 18(2), 19(2), [Sch. 4 Pt.I](#)

F4 [Sch. 2 para. 2\(2\)](#) repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), [Sch. 1](#)

The 1975 Act

^{F5}₃

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Textual Amendments

F5 Sch. 2 paras. 3-5 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), **Sch.1**

F64

Textual Amendments

F6 Sch. 2 paras. 3-5 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), **Sch.1**

F75

Textual Amendments

F7 Sch. 2 paras. 3-5 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), **Sch.1**

House of Commons Disqualification Act 1975 (c. 24)

Northern Ireland Assembly Disqualification Act 1975 (c. 25)

6 In the House of Commons Disqualification Act 1975 and the Northern Ireland Assembly Disqualification Act 1975, in Part II of Schedule 1 (bodies of which all members are disqualified), there shall be inserted, at the appropriate places in alphabetical order,— “ The Disability Living Allowance Advisory Board ”.

Commencement Information

I21 Sch. 2 para. 6 wholly in force at 3.2.1992 see s. 15(2) and S.I. 1991/2617, **art. 2(d)**

House of Commons Disqualification Act 1975

7 In the House of Commons Disqualification Act 1975, in Part III of Schedule 1 (other disqualifying offices) in—
(a) the entry beginning “A member of a panel appointed under section 7 of the Tribunals and Inquiries Act 1971”;
(b) the entry beginning “A regional or other full-time Chairman”; and
(c) the entry for the President of Social Security Appeal Tribunals and Medical Appeal Tribunals,
for the words “and Medical Appeal Tribunals” there shall be substituted the words “, Medical Appeal Tribunals and Disability Appeal Tribunals ”.

Commencement Information

I22 Sch. 2 para. 7 wholly in force at 3.2.1992 see s. 15(2) and S.I. 1991/2617, **art. 2(d)**

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Social Security (Miscellaneous Provisions) Act 1977 (c. 5)

F8₈

Textual Amendments

F8 Sch. 2 para. 8 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), Sch.1

Capital Gains Tax Act 1979 (c. 14)

F9₉

Textual Amendments

F9 Sch. 2 para. 9 repealed (6.4.1992 with effect as mentioned in s. 289(1) of the repealing Act) by Taxation of Chargeable Gains Act 1992 c. 12 ss. 289(1), 290, Sch.12 (with ss. 60, 101(1), 201(3), Sch. 11 paras. 20, 22, 26(2), 27)

Social Security Act 1980 (c. 30)

F10₁₀

Textual Amendments

F10 Sch. 2 para. 10 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), Sch.1

F11₁₁

Textual Amendments

F11 Sch. 2 para. 11 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), Sch.1

Transport Act 1982 (c. 49)

12 In section 70(2)(a) of the Transport Act 1982 (payments in respect of applicants for exemption from wearing seat belts) after sub-paragraph (i) there shall be inserted—
“(iA) a disability living allowance under section 37ZA of that Act;”.

Commencement Information

I23 Sch. 2 para.12 wholly in force 6.4.1992; see s. 15(2) and S.I. 1991/2617, art. 2(f)

Value Added Tax Act 1983 (c. 55)

F12₁₃

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Textual Amendments

F12 Sch. 2 para. 13 repealed (1.9.1994) by 1994 c. 23, ss. 100(2), 101(1), Sch. 15

Inheritance Tax Act 1984 (c. 51)

- 14 (1) In section 74(4) of the Inheritance Tax Act 1984 (disabled persons for purposes of provisions about pre-1981 trusts for disabled persons) after paragraph (b) there shall be inserted “, or
 - (c) is in receipt of a disability living allowance under section 37ZA of the Social Security Act 1975 by virtue of entitlement to the care component at the highest or middle rate.”.
- (2) In section 89(4) of that Act (disabled persons for purposes of provisions about other trusts for disabled persons) after paragraph (b) there shall be inserted “, or
 - (c) in receipt of a disability living allowance under section 37ZA of the Social Security Act 1975 by virtue of entitlement to the care component at the highest or middle rate.”.

Commencement Information

I24 Sch. 2 para. 14 wholly in force 6.4.1992; see s. 15(2) and S.I. 1991/2617, art. 2(f)

The 1986 Act

F13¹⁵

Textual Amendments

F13 Sch. 2 paras. 15-17 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), Sch.1

F14¹⁶

Textual Amendments

F14 Sch. 2 paras. 15-17 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), Sch.1

F15¹⁷

Textual Amendments

F15 Sch. 2 paras. 15-17 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), Sch.1

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Income and Corporation Taxes Act 1988 (c. 1)

- 18 In section 617(1)(a) of the Income and Corporation Taxes Act 1988 (treatment of social security benefits and contributions for tax purposes) after the words “mobility allowance,” there shall be inserted the words “disability living allowance,”.

Commencement Information

I25 Sch. 2 para. 18 wholly in force 6.4.1992; see s.15(2) and S.I. 1991/2617, art. 2(f)

Social Security Act 1989 (c. 24)

F16~~19~~

Textual Amendments

F16 Sch. 2 para. 19 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 c. 6, ss. 3, 7(2), Sch.1

Capital Allowances Act 1990 (c. 1)

F17~~20~~

Textual Amendments

F17 Sch. 2 para. 20 repealed (22.3.2001 with effect as mentioned in s. 579(1) of the amending Act) by 2001 c. 2, s. 580, Sch. 4

F18~~21~~

Textual Amendments

F18 Sch. 2 para. 21 repealed (22.3.2001 with effect as mentioned in s. 579(1) of the amending) by 2001 c. 2, s. 580, Sch. 4

Courts and Legal Services Act 1990 (c. 41)

- 22 In Schedule 11 to the Courts and Legal Services Act 1990 (judges etc barred from legal practice) the following entry shall be substituted for the entry beginning “President of Social Security Appeal Tribunals”— “President of social security appeal tribunals, medical appeal tribunals and disability appeal tribunals or regional or other full-time chairman of such tribunals”.

Commencement Information

I26 Sch. 2 para. 22 wholly in force at 3.2.1992; see s. 15(2) and S.I. 1991/2617, art. 2(d)

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SCHEDULE 3

Section 7.

DISABILITY WORKING ALLOWANCE: AMENDMENTS

^{F19}PART I

Textual Amendments

- F19** [Sch. 3 Pt. I](#) repealed (1.7.1992) by Social Security (Consequential Provisions) Act [1992 c. 6](#), ss. 3, 7(2), Sch.1

PART II

AMENDMENTS OF OTHER ACTS

Child Care Act 1980 (c.5)

- 9 In section 45(1A) of the Child Care Act 1980 (no liability to contribute to maintenance) for the words “or family credit” there shall be substituted the words “, family credit or disability working allowance”.

Commencement Information

- I35** [Sch. 3 para. 9](#) wholly in force 6.4.1992; in force for certain purposes 10.3.1992 and for all other purposes 6.4.1992; see [s. 15\(2\)](#) and [S.I. 1991/2617](#), [art. 2\(e\)\(f\)](#)

Transport Act 1982 (c.49)

- 10 In section 70(2)(b) of the Transport Act 1982 (payments in respect of applicants for exemption from wearing seat belts) for the words “or family credit” there shall be substituted the words “, family credit or disability working allowance”.

Commencement Information

- I36** [Sch. 3 para. 10](#) wholly in force 6.4.1992; in force for certain purposes 10.3.1992 and for all other purposes 6.4.1992; see [s. 15\(2\)](#) and [S.I. 1991/2617](#), [art. 2\(e\)\(f\)](#)

Income and Corporation Taxes Act 1988 (c.1)

- 11 In section 617(2)(a) of the Income and Corporation Taxes Act 1988 (treatment of social security benefits and contributions for tax purposes) after the words “family credit” there shall be inserted the words “, disability working allowance”.

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Commencement Information

I37 Sch. 3 para. 11 wholly in force 6.4.1992; in force for certain purposes 10.3.1992 and for all other purposes 6.4.1992; see s. 15(2) and S.I. 1991/2617, art. 2(e)(f)

Education Reform Act 1988 (c.40)

F20¹²

Textual Amendments

F20 Sch. 3 para. 12 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), Sch. 38 Pt. I (with ss. 1(4), 561, 562, Sch. 39)

Children Act 1989 (c.41)

13 In section 17(9) of the Children Act 1989 (no repayment of assistance) for the words “or family credit” there shall be substituted the words “, family credit or disability working allowance”.

Commencement Information

I38 Sch. 3 para.13 wholly in force 6.4.1992; in force for certain purposes 10.3.1992 and for all other purposes 6.4.1992; see s. 15(2) and S.I. 1991/2617, art. 2(e)(f)

14 In section 29(3) of that Act (no recoupment of costs) for the words “or family credit” there shall be substituted the words “, family credit or disability working allowance”.

Commencement Information

I39 Sch. 3 para. 14 wholly in force 6.4.1992; in force for certain purposes 10.3.1992 and for all other purposes 6.4.1992; see s. 15(2) and S.I. 1991/2617, art. 2(e)(f)

15 In paragraph 21(4) of Part III of Schedule 2 to that Act (no liability to contribute to maintenance) for the words “or family credit” there shall be substituted the words “, family credit or disability working allowance”.

Commencement Information

I40 Sch. 3 para. 15 wholly in force 6.4.1992; in force for certain purposes 10.3.1992 and for all other purposes 6.4.1992; see s. 15(2) and S.I. 1991/2617, art. 2(e)(f)

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SCHEDULE 4

Section 10.

REPEALS

Commencement Information

I41 Sch. 4 wholly in force 6.4.1992; see s. 15(2) and S.I. 1991/2617, art. 2(f).

Chapter	Short title	Extent of repeal
1975 c. 14.	Social Security Act 1975.	Section 34(1)(cc).In section 35—in subsection (2), the words from “that specified” to “as being”;in subsection (2B)(a)(i), the words “the date determined under section 105 or 106 below as”;subsection (4) (b) and the word “and” immediately preceding it;subsection (5); andin subsection (6)(b), the words from “or to young” to the end.Section 37A.In section 101(5A), the words “of a social security appeal tribunal”.Sections 105 and 106.Section 115A(2)(f).Section 115B(2)(e).Section 135(2)(cc).Section 140.In section 165D(4), in paragraph (a) of the definition of “adjudicating authority”, the words “the Attendance Allowance Board.”.In Schedule 4, in Part III, paragraph 3A.Schedule 11.In Schedule 16, in Part II, paragraph 7.
1975 c. 24.	House of Commons Disqualification Act 1975.	In Schedule 1, in Part II, the entry relating to the Attendance Allowance Board.
1975 c. 60.	Social Security Pensions Act 1975.	Section 22.In Schedule 4, paragraphs 47 and 52.
1977 c. 49.	National Health Service Act 1977.	In Schedule 15, paragraph 64.

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1978 c. 29.	National Health Service (Scotland) Act 1978.	In Schedule 16, paragraph 40.
1979 c. 18.	Social Security Act 1979.	Section 2(4).Section 3.
1982 c. 49.	Transport Act 1982.	Section 70(2)(a)(ii).
1983 c. 55.	Value Added Tax Act 1983.	In Schedule 5, in the seventh note to Group 14, the words “section 37A of the Social Security Act 1975 or”.
1986 c. 50.	Social Security Act 1986.	Sections 71 and 72.In Schedule 5, paragraph 11.
1988 c. 7.	Social Security Act 1988.	In section 1(2), in paragraph (a), the words from “by” to “that Act”, in paragraph (b), the words “by the Board or by such a delegate”, in paragraph (c), the words from “by the Board” to “1975” and the word “and”, and paragraph (d).
1989 c. 24.	Social Security Act 1989.	Section 8.In Schedule 2, in Part I, paragraph (b) of the entry relating to adjudicating bodies.In Schedule 3, paragraph 8.In Schedule 7, paragraph 14.
1990 c. 27.	Social Security Act 1990.	Section 1(3), (4) and (5).

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