

Status: Point in time view as at 01/04/2013.

Changes to legislation: Social Security (Recovery of Benefits) Act 1997, SCHEDULE 2 is up to date with all changes known to be in force on or before 23 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 2

Section 8.

CALCULATION OF COMPENSATION PAYMENT

(1) <i>Head of compensation</i>	(2) <i>Benefit</i>
1. Compensation for earnings lost during the relevant period	^{F1} ... Disablement pension payable under section 103 of the 1992 Act [^{F2} Employment and support allowance] Incapacity benefit Income support Invalidity pension and allowance Jobseeker's allowance Reduced earnings allowance Severe disablement allowance Sickness benefit Statutory sick pay Unemployability supplement Unemployment benefit
2. Compensation for cost of care incurred during the relevant period	Attendance allowance Care component of disability living allowance Disablement pension increase payable under section 104 or 105 of the 1992 Act
3. Compensation for loss of mobility during the relevant period	Mobility allowance Mobility component of disability living allowance

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Textual Amendments

- F1** Words in Sch. 2 column 2 repealed (5.10.1999) by 1999 c. 10, ss. 2, 19(4), **Sch. 2 Pt. IV para. 18(1)(a)** (2), Sch. 6
- F2** Sch. 2 entry inserted (27.10.2008) by **Employment and Support Allowance (Consequential Provisions) (No.2) Regulations 2008 (S.I. 2008/1554)**, regs. 1(2)(b), **50(3)**

NOTES

- 1 (1) References to incapacity benefit, invalidity pension and allowance, severe disablement allowance, sickness benefit and unemployment benefit also include any income support paid with each of those benefits on the same instrument of payment or paid concurrently with each of those benefits by means of an instrument for benefit payment.
- (2) For the purpose of this Note, income support includes personal expenses addition, special transitional additions and transitional addition as defined in the ^{M1}Income Support (Transitional) Regulations 1987.

Marginal Citations

M1 [S.I. 1987/1969](#).

- 2 Any reference to statutory sick pay—
- (a) includes only 80 per cent. of payments made between 6th April 1991 and 5th April 1994, and
- (b) does not include payments made on or after 6th April 1994.
- 3 In this Schedule “the 1992 Act” means the ^{M2}Social Security Contributions and Benefits Act 1992.

Marginal Citations

M2 [1992 c. 4](#).

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