

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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

VALID FROM 25/02/2013

SCHEDULE 1

Section 30

UNIVERSAL CREDIT: SUPPLEMENTARY REGULATION-MAKING POWERS

Entitlement of joint claimants

- 1 Regulations may provide for circumstances in which joint claimants may be entitled to universal credit without each of them meeting all the basic conditions referred to in section 4.

PROSPECTIVE

Linking periods

- 2 Regulations may provide for periods of entitlement to universal credit which are separated by no more than a prescribed number of days to be treated as a single period.

Couples

- 3 (1) Regulations may provide—
- (a) for a claim made by members of a couple jointly to be treated as a claim made by one member of the couple as a single person (or as claims made by both members as single persons);
 - (b) for claims made by members of a couple as single persons to be treated as a claim made jointly by the couple.
- (2) Regulations may provide—
- (a) where an award is made to joint claimants who cease to be entitled to universal credit as such by ceasing to be a couple, for the making of an award (without a claim) to either or each one of them—
 - (i) as a single person, or
 - (ii) jointly with another person;
 - (b) where an award is made to a single claimant who ceases to be entitled to universal credit as such by becoming a member of a couple, for the making of an award (without a claim) to the members of the couple jointly;
 - (c) for the procedure to be followed, and information or evidence to be supplied, in relation to the making of an award under this paragraph.

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Calculation of capital and income

- 4
- (1) Regulations may for any purpose of this Part provide for the calculation or estimation of—
 - (a) a person's capital,
 - (b) a person's earned and unearned income, and
 - (c) a person's earned and unearned income in respect of an assessment period.
 - (2) Regulations under sub-paragraph (1)(c) may include provision for the calculation to be made by reference to an average over a period, which need not include the assessment period concerned.
 - (3) Regulations under sub-paragraph (1) may—
 - (a) specify circumstances in which a person is to be treated as having or not having capital or earned or unearned income;
 - (b) specify circumstances in which income is to be treated as capital or capital as earned income or unearned income;
 - (c) specify circumstances in which unearned income is to be treated as earned, or earned income as unearned;
 - (d) provide that a person's capital is to be treated as yielding income at a prescribed rate;
 - (e) provide that the capital or income of one member of a couple is to be treated as that of the other member.
 - (4) Regulations under sub-paragraph (3)(a) may in particular provide that persons of a prescribed description are to be treated as having a prescribed minimum level of earned income.
 - (5) In the case of joint claimants the income and capital of the joint claimants includes (subject to sub-paragraph (6)) the separate income and capital of each of them.
 - (6) Regulations may specify circumstances in which capital and income of either of joint claimants is to be disregarded in calculating their joint capital and income.

Responsibility for children etc

- 5
- (1) Regulations may for any purpose of this Part specify circumstances in which a person is or is not responsible for a child or qualifying young person.
 - (2) Regulations may for any purpose of this Part make provision about nominations of the responsible carer for a child (see section 19(6)(b)(ii)).

PROSPECTIVE

Vouchers

- 6
- (1) This paragraph applies in relation to an award of universal credit where the calculation of the amount of the award includes, by virtue of any provision of this Part, an amount in respect of particular costs which a claimant may incur.
 - (2) Regulations may provide for liability to pay all or part of the award to be discharged by means of provision of a voucher.

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- (3) But the amount paid by means of a voucher may not in any case exceed the total of the amounts referred to in sub-paragraph (1) which are included in the calculation of the amount of the award.
- (4) For these purposes a voucher is a means other than cash by which a claimant may to any extent meet costs referred to in sub-paragraph (1) of a particular description.
- (5) A voucher may for these purposes—
 - (a) be limited as regards the person or persons who will accept it;
 - (b) be valid only for a limited time.

Work-related requirements

- 7 Regulations may provide that a claimant who—
- (a) has a right to reside in the United Kingdom under the EU Treaties, and
 - (b) would otherwise fall within section 19, 20 or 21,
- is to be treated as not falling within that section.

PROSPECTIVE

Good reason

- 8 Regulations may for any purpose of this Part provide for—
- (a) circumstances in which a person is to be treated as having or not having a good reason for an act or omission;
 - (b) matters which are or are not to be taken into account in determining whether a person has a good reason for an act or omission.

VALID FROM 25/02/2013

SCHEDULE 2

Section 31

UNIVERSAL CREDIT: AMENDMENTS

.....

VALID FROM 01/04/2013

SCHEDULE 3

Section 33

ABOLITION OF BENEFITS: CONSEQUENTIAL AMENDMENTS

.....

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PROSPECTIVE

SCHEDULE 4

Section 34

HOUSING CREDIT ELEMENT OF STATE PENSION CREDIT

PART 1

AMENDMENTS TO STATE PENSION CREDIT ACT 2002

State Pension Credit Act 2002 (c. 16)

- 1 The State Pension Credit Act 2002 is amended as follows.
- 2 In section 1 (entitlement), in subsection (2)(c), at the end there is inserted “or
 (iii) the conditions in section 3A(1) and (2) (housing credit).”
- 3 In that section, in subsection (3)—
- (a) after paragraph (b) there is inserted “or
- (c) to a housing credit, calculated in accordance with
 section 3A, if he satisfies the conditions in subsections
 (1) and (2) of that section,”;
- (b) for the words from “(or to both)” to the end there is substituted “ (or to
 more than one of them, if he satisfies the relevant conditions) ”.
- 4 After section 3 there is inserted—

“3A Housing credit

- (1) The first of the conditions mentioned in section 1(2)(c)(iii) is that the claimant is liable to make payments in respect of the accommodation he occupies as his home.
- (2) The second of the conditions mentioned in section 1(2)(c)(iii) is that the claimant's capital and income are such that the amount of the housing credit payable (if he were entitled to it) would not be less than a prescribed amount.
- (3) Where the claimant is entitled to a housing credit, the amount of the housing credit shall be an amount calculated in or determined under regulations (which may be zero).
- (4) For the purposes of subsection (1)—
 - (a) the accommodation must be in Great Britain;
 - (b) the accommodation must be residential accommodation;
 - (c) it is immaterial whether the accommodation consists of the whole or part of a building and whether or not it comprises separate and self-contained premises.
- (5) Regulations may make provision as to—

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- (a) the meaning of “payments in respect of accommodation” for the purposes of this section (and, in particular, as to the extent to which such payments include mortgage payments);
 - (b) circumstances in which a claimant is to be treated as liable or not liable to make such payments;
 - (c) circumstances in which a claimant is to be treated as occupying or not occupying accommodation as his home (and, in particular, for temporary absences to be disregarded);
 - (d) circumstances in which land used for the purposes of any accommodation is to be treated as included in the accommodation.
- (6) Regulations under this section may make different provision for different areas.”
- 5 In section 7 (fixing of retirement provision for assessed income period), at the end there is inserted—
- “(10) Regulations may prescribe circumstances in which subsection (3) does not apply for the purposes of determining the amount of a housing credit to which the claimant is entitled.”
- 6 In section 12 (polygamous marriages), in subsection (2)(b), after “savings credit” there is inserted “ or housing credit ”.
- 7 In section 17 (interpretation), in subsection (1), after the definition of “guarantee credit” there is inserted—
- ““housing credit” shall be construed in accordance with sections 1 and 3A;”.
- (8) In Schedule 2 (consequential amendments etc), paragraph 9(5)(a) is repealed.

PART 2

AMENDMENTS TO OTHER ACTS

Social Security Administration Act 1992 (c. 5)

- 9 The Social Security Administration Act 1992 is amended as follows.
- 10 In section 5 (regulations about claims and payments) in subsection (6), before “subsection” there is inserted “or housing credit (within the meaning of the State Pension Credit Act 2002)”.

F211

Textual Amendments

- F2** Sch. 4 para. 11 repealed (6.4.2018) by Welfare Reform and Work Act 2016 (c. 7), ss. 20(11)(f)(ii), 36(6); S.I. 2018/438, reg. 2(1) (with reg. 2(2)(3))

- 12 (1) Section 122F (supply by rent officers of information) is amended as follows.

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(2) In subsection (3)(a) at the end of the words in brackets there is inserted “or housing credit”.

(3) In subsection (4) at the end there is inserted “or housing credit”.

(4) After that subsection there is inserted—

“(5) In this section “housing credit“ has the same meaning as in the State Pension Credit Act 2002”.

Housing Act 1996 (c. 52)

13 (1) Section 122 of the Housing Act 1996 (rent officers) is amended as follows.

(2) In the heading, at the end there is inserted “and housing credit”.

(3) In subsection (1), at the end there is inserted “or housing credit (within the meaning of the State Pension Credit Act 2002)“.

Child Support, Pensions and Social Security Act 2000 (c. 19)

14 In section 69 of the Child Support, Pensions and Social Security Act 2000 (discretionary financial assistance with housing), in subsection (1)(a), after “universal credit” there is inserted “ or housing credit (within the meaning of the State Pension Credit Act 2002) ”.

VALID FROM 25/02/2013

SCHEDULE 5

Section 35

UNIVERSAL CREDIT AND OTHER WORKING-AGE BENEFITS

.....

VALID FROM 25/02/2013

SCHEDULE 6

Section 36

MIGRATION TO UNIVERSAL CREDIT

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VALID FROM 22/10/2012

SCHEDULE 7

Section 48

JOBSEEKER'S ALLOWANCE IN INTERIM PERIOD: CONSEQUENTIAL AMENDMENTS
.....

VALID FROM 01/04/2013

SCHEDULE 8

Section 70

SOCIAL FUND DISCRETIONARY PAYMENTS: CONSEQUENTIAL AMENDMENTS
.....

VALID FROM 25/02/2013

SCHEDULE 9

Section 91

PERSONAL INDEPENDENCE PAYMENT: AMENDMENTS
.....

VALID FROM 25/02/2013

SCHEDULE 10

Section 93

PERSONAL INDEPENDENCE PAYMENT: TRANSITIONAL

General

- 1 (1) Regulations under section 93 may in particular make provision for the purposes of, or in connection with, replacing disability living allowance with personal independence payment.
- (2) In this Schedule “the appointed day” means the day appointed for the coming into force of section 77.

Claims before the appointed day

- 2 (1) The provision referred to in paragraph 1(1) includes—

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- (a) provision for a claim for personal independence payment to be made before the appointed day for a period beginning on or after that day;
 - (b) provision for a claim for personal independence payment made before the appointed day to be treated to any extent as a claim for disability living allowance;
 - (c) provision for a claim for disability living allowance made before the appointed day to be treated to any extent as a claim for personal independence payment.
- (2) The provision referred to in paragraph 1(1) includes provision, where a claim for personal independence payment is made (or treated as made) before the appointed day, for an award on the claim to be made in respect of a period before the appointed day (including provision as to the conditions of entitlement for, and the amount of, such an award).

Claims after the appointed day

- 3 (1) The provision referred to in paragraph 1(1) includes—
- (a) provision permanently or temporarily excluding the making of a claim for personal independence payment after the appointed day by—
 - (i) a person to whom disability living allowance is awarded, or
 - (ii) a person who would be entitled to an award of disability living allowance on making a claim for it;
 - (b) provision temporarily excluding the making of a claim for personal independence payment after the appointed day by any other person;
 - (c) provision excluding entitlement to personal independence payment temporarily or for a particular period;
 - (d) provision for a claim for personal independence payment made after the appointed day to be treated to any extent as a claim for disability living allowance;
 - (e) provision for a claim for disability living allowance made after the appointed day to be treated to any extent as a claim for personal independence payment.
- (2) The provision referred to in paragraph 1(1) includes provision, where a claim for personal independence payment is made (or treated as made) after the appointed day, for an award on the claim to be made in respect of a period before the appointed day (including provision as to the conditions of entitlement for, and the amount of, such an award).

Awards

- 4 (1) The provision referred to in paragraph 1(1) includes—
- (a) provision for terminating an award of disability living allowance;
 - (b) provision for making an award of personal independence payment, with or without application, to a person whose award of disability living allowance is terminated.
- (2) The provision referred to in sub-paragraph (1)(b) includes—
- (a) provision imposing requirements as to the procedure to be followed, information to be supplied or assessments to be undergone in relation to an award by virtue of that sub-paragraph or an application for such an award;

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- (b) provision as to the consequences of failure to comply with any such requirement;
- (c) provision as to the terms on which, and conditions subject to which, such an award is made, including—
 - (i) provision temporarily or permanently disapplying, or otherwise modifying, conditions of entitlement to personal independence payment in relation to the award;
 - (ii) provision temporarily or permanently disapplying, or otherwise modifying, any requirement under this Part for a person to be assessed in respect of any of the questions mentioned in section 80(1) or (2);
- (d) provision as to the amount of such an award.

Supplementary

5

Regulations under section 93—

- (a) may secure the result that any gap in entitlement to disability living allowance is to be disregarded for the purposes of provision under the regulations;
- (b) may make provision about cases in which provision made by regulations under section 80(2) (required period condition) is to apply with modifications;
- (c) may, for the purposes of provision made by virtue of paragraph (b), provide for a period of entitlement to disability living allowance to be taken into account in determining whether a person meets “the required period condition” for the purposes of section 78(1) or (2) or 79(1) or (2).

VALID FROM 25/02/2013

SCHEDULE 11

Section 102

POWER TO REQUIRE CONSIDERATION OF REVISION BEFORE APPEAL
.....

SCHEDULE 12

Section 103

SUPERSESION OF DECISIONS OF FORMER APPELLATE BODIES

Child Support Act 1991 (c. 48)

1

The Child Support Act 1991 is amended as follows.

2

(1) Section 17 (decisions superseding earlier decisions) is amended as follows.

(2) In subsection (1)—

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- (a) in paragraphs (b) and (d) after “any decision of” there is inserted “ an appeal tribunal or ”;
- (b) in paragraph (e) after “any decision of“ there is inserted “a Child Support Commissioner or”.
- (3) After subsection (5) there is inserted—
- “(6) In this section—
- “appeal tribunal” means an appeal tribunal constituted under Chapter 1 of Part 1 of the Social Security Act 1998 (the functions of which have been transferred to the First-tier Tribunal);
- “Child Support Commissioner” means a person appointed as such under section 22 (the functions of whom have been transferred to the Upper Tribunal).”
- 3 (1) In Schedule 4C (departure directions), paragraph 2 is amended as follows.
- (2) In sub-paragraph (1)(c), after “any decision of” there is inserted “ an appeal tribunal or ”.
- (3) In sub-paragraph (2), after “any decision of“ (in each place) there is inserted “an appeal tribunal or”.
- (4) After sub-paragraph (2) there is inserted—
- “(3) In this paragraph “appeal tribunal“ means an appeal tribunal constituted under Chapter 1 of Part 1 of the Social Security Act 1998 (the functions of which have been transferred to the First-tier Tribunal).”
- Social Security Act 1998 (c. 14)*
- 4 (1) Section 10 of the Social Security Act 1998 (decisions superseding earlier decisions) is amended as follows.
- (2) In subsection (1), the “and” at the end of paragraph (a) is repealed and after that paragraph there is inserted—
- “(aa) any decision under this Chapter of an appeal tribunal or a Commissioner; and”.
- (3) After subsection (6) there is inserted—
- “(7) In this section—
- “appeal tribunal” means an appeal tribunal constituted under Chapter 1 of this Part (the functions of which have been transferred to the First-tier Tribunal);
- “Commissioner” means a person appointed as a Social Security Commissioner under Schedule 4 (the functions of whom have been transferred to the Upper Tribunal), and includes a tribunal of such persons.”
- Child Support, Pensions and Social Security Act 2000 (c. 19)*
- 5 (1) In Schedule 7 to the Child Support, Pensions and Social Security Act 2000 (housing benefit and council tax benefit), paragraph 4 (decisions superseding earlier decisions) is amended as follows.

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(2) In sub-paragraph (1), the “and” at the end of paragraph (a) is repealed and after that paragraph there is inserted—

“(aa) any decision under this Schedule of an appeal tribunal or a Commissioner, and”.

(3) In sub-paragraph (2)—

(a) after “the decision appealed against to” there is inserted “the tribunal or”;

(b) after “the decision being appealed against to” there is inserted “ the Commissioner or ”.

(4) After sub-paragraph (6) there is inserted—

“(7) In this paragraph—

“appeal tribunal” means an appeal tribunal constituted under Chapter 1 of Part 1 of the Social Security Act 1998 (the functions of which have been transferred to the First-tier Tribunal);

“Commissioner” means a person appointed as a Social Security Commissioner under Schedule 4 to that Act (the functions of whom have been transferred to the Upper Tribunal), and includes a tribunal of such persons.”

SCHEDULE 13

Section 145

SOCIAL MOBILITY AND CHILD POVERTY COMMISSION

PART 1

ESTABLISHMENT OF SOCIAL MOBILITY AND CHILD POVERTY COMMISSION

1 The Child Poverty Act 2010 is amended as follows.

2 For section 8 (and the preceding italic heading) there is substituted—

“Social Mobility and Child Poverty Commission

8 Social Mobility and Child Poverty Commission

(1) There is to be a body called the Social Mobility and Child Poverty Commission (in this Act referred to as “the Commission”).

(2) The Commission's functions are those conferred on it by or under this Act.

(3) Schedule 1 contains further provision about the Commission.

(4) A Minister of the Crown may by order provide for the Commission to cease to exist on a day—

(a) specified in or determined in accordance with the order, and

(b) falling after the target year.

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- (5) An order under subsection (4) may contain such transitional or consequential provision as the Minister of the Crown considers necessary or expedient in connection with the abolition of the Commission.
- (6) That provision may include provision amending, repealing or revoking—
 - (a) the provisions of this Act so far as relating to the Commission;
 - (b) any provision of any other Act (whenever passed);
 - (c) any provision of any instrument made under an Act (whenever made).

8A Advice

- (1) The Commission must on request give advice to a Minister of the Crown about how to measure socio-economic disadvantage, social mobility and child poverty.
- (2) Advice given under this section must be published.

8B Annual reports

- (1) Before each anniversary of the coming into force of this section the Commission must publish a report setting out its views on the progress made towards the goals in subsection (2).
- (2) Those goals are—
 - (a) improving social mobility in the United Kingdom, and
 - (b) reducing child poverty in the United Kingdom, and in particular—
 - (i) meeting the targets in sections 3 to 6 in relation to the target year, and
 - (ii) implementing the most recent UK strategy.
- (3) A report under subsection (1) must also describe—
 - (a) the measures taken by the Scottish Ministers in accordance with a Scottish strategy,
 - (b) the measures taken by the Welsh Ministers in accordance with a Welsh strategy, and
 - (c) in the case of a report made after the appointed day for Northern Ireland, the measures taken by the Northern Ireland departments in accordance with a Northern Ireland strategy.
- (4) A report under subsection (1) may be published as one or more documents as a Minister of the Crown may direct.
- (5) If the Commission so requests, a Minister of the Crown may by order extend the publication deadline for any particular report by not more than nine months.
- (6) A Minister of the Crown must lay a report under this section before Parliament.

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8C Other functions

A Minister of the Crown may direct the Commission to carry out any other activity relating to the goals in section 8B(2).”

3 For Schedule 1 (Child Poverty Commission) there is substituted—

“SCHEDULE 1

SOCIAL MOBILITY AND CHILD POVERTY COMMISSION

Membership, chair and deputy chair

- 1 (1) The members of the Commission are to be—
 - (a) a chair appointed by a Minister of the Crown,
 - (b) a member appointed by the Scottish Ministers,
 - (c) a member appointed by the Welsh Ministers,
 - (d) after the appointed day for Northern Ireland, a member appointed by the relevant Northern Ireland department, and
 - (e) any other members appointed by a Minister of the Crown.
- (2) A Minister of the Crown may appoint one of the members as the deputy chair.

Term of office

- 2 Members are to hold and vacate office in accordance with the terms of their appointment, subject to the following provisions.
- 3 Members must be appointed for a term of not more than five years.
- 4 A member may resign by giving notice in writing to a Minister of the Crown.
- 5 A Minister of the Crown may remove a member if—
 - (a) the person has been absent from three or more consecutive meetings of the Commission without its permission,
 - (b) the person has become bankrupt or has made an arrangement with creditors,
 - (c) the person's estate has been sequestrated in Scotland or the person, under Scots law, has made a composition or arrangement with, or granted a trust deed for, creditors, or
 - (d) the Minister is satisfied that the person is otherwise unable or unfit to perform the duties of the office.
- 6 A person ceases to be the chair or the deputy chair if the person—
 - (a) resigns that office by giving notice in writing to a Minister of the Crown, or
 - (b) ceases to be a member.
- 7 A person who holds or has held office as the chair, or as the deputy chair or other member, may be reappointed, whether or not to the same office.

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Provision of staff and facilities etc

- 8 (1) A Minister of the Crown may provide the Commission with—
- (a) such staff,
 - (b) such accommodation, equipment and other facilities, and
 - (c) such sums,
- as the Minister may determine are required by the Commission in the exercise of its functions.
- (2) A Minister of the Crown may, if the Commission so requests, carry out or commission research for the purpose of the carrying out of the Commission's functions.

Payments

- 9 A Minister of the Crown may pay to or in respect of the members of the Commission such remuneration, allowances and expenses as the Minister may determine.

Supplementary powers

- 10 The Commission may do anything that appears to it necessary or appropriate for the purpose of, or in connection with, the carrying out of its functions.

Status

- 11 The Commission is not to be regarded—
- (a) as the servant or agent of the Crown, or
 - (b) as enjoying any status, privilege or immunity of the Crown.

Sub-committees

- 12 The Commission may establish sub-committees.

Validity of proceedings

- 13 The Commission may regulate—
- (a) its own procedure (including quorum);
 - (b) the procedure of any sub-committee (including quorum).
- 14 The validity of anything done by the Commission or any sub-committee is not affected by—
- (a) any vacancy in the membership of the Commission or sub-committee, or
 - (b) any defect in the appointment of any member of the Commission or a sub-committee.

Discharge of functions

- 15 The Commission may authorise a sub-committee or member to exercise any of the Commission's functions.”

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PART 2

SUPPLEMENTARY AMENDMENTS TO CHILD POVERTY ACT 2010

- 4 The Child Poverty Act 2010 is amended as follows.
- 5 In section 6 (persistent poverty target), subsection (6)(b) and the preceding “and” are repealed.
- 6 In section 10 (provision of advice and consultation)—
- (a) for the heading, there is substituted “ Consultation ”;
 - (b) subsections (1) to (3) are repealed.
- 7 In section 13 (advice and consultation: Scotland and Northern Ireland)—
- (a) for the heading there is substituted “ Consultation: Scotland and Northern Ireland ”;
 - (b) subsections (1) and (2) are repealed.
- 8 (1) In the italic heading preceding section 14, for “Reports” there is substituted “ Statement ”.
- (2) Section 14 is repealed.
- 9 (1) Section 15 (statement in relation to target year) is amended as follows.
- (2) In subsection (1), for “The report under section 14(3) must include” there is substituted “ The Secretary of State must, as soon as reasonably practicable after the end of the target year, lay before Parliament ”.
 - (3) In subsection (4), for “the report under section 14(3)” there is substituted “ the statement ”.
 - (4) At the end there is inserted—
 - “(5) The Secretary of State must consult the Scottish Ministers, the Welsh Ministers and the relevant Northern Ireland department before preparing the statement.”
- 10 In section 16 (economic and fiscal circumstances), in subsection (1)(b), for the words from “to the Secretary of State” to the end there is substituted “ under section 8A ”.
- 11 (1) Section 18 (interpretation) is amended as follows.
- (2) In the definition of “the Commission” in subsection (1), for “Child Poverty Commission” there is substituted “ Social Mobility and Child Poverty Commission ”.
 - (3) After the definition of “financial year” in that subsection there is inserted—
 - ““Minister of the Crown” has the same meaning as in the Ministers of the Crown Act 1975;”.
 - (4) After subsection (2) there is inserted—
 - “(3) In this Part “appointed day for Northern Ireland” means such day as a Minister of the Crown may by order with the consent of the Northern Ireland Assembly appoint (and different days may be appointed for the purposes of different provisions of this Part).”

Status: Point in time view as at 08/05/2012.

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- 12 In section 28 (regulations and orders), in subsection (5)(b), after “section” there is inserted “ 8B(5) or ”.
- 13 (1) Schedule 2 (continuing effect of targets) is amended as follows.
- (2) In paragraph 1, in paragraph (a) of the definition of “target statement”, for “the report required by section 14(3)” there is substituted “ the statement required by section 15 ”.
- (3) In paragraph 3(d), for “the Secretary of State”, in the first place, there is substituted “ the Commission ”.
- (4) Paragraphs 6(c) and (d) and 7(1)(b) are repealed.

PART 3

SUPPLEMENTARY AMENDMENTS TO OTHER ACTS

- 14 In Schedule 1 to the Public Records Act 1958 (definition of public records), in Part 2 of the Table at the end of paragraph 3—
- (a) the entry relating to the Child Poverty Commission is repealed;
- (b) at the appropriate place there is inserted— “ Social Mobility and Child Poverty Commission ”.
- 15 In Schedule 2 to the Parliamentary Commissioner Act 1967 (departments etc subject to investigation)—
- (a) the entry relating to the Child Poverty Commission is repealed;
- (b) at the appropriate place there is inserted— “ Social Mobility and Child Poverty Commission ”.
- 16 (1) In Part 2 of Schedule 1 to the House of Commons Disqualification Act 1975 (bodies of which all members are disqualified)—
- (a) the entry relating to the Child Poverty Commission is repealed;
- (b) at the appropriate place there is inserted— “ The Social Mobility and Child Poverty Commission ”.
- (2) In Part 2 of Schedule 1 to the Northern Ireland Assembly Disqualification Act 1975 (bodies of which all members are disqualified)—
- (a) the entry relating to the Child Poverty Commission is repealed;
- (b) at the appropriate place there is inserted— “ The Social Mobility and Child Poverty Commission ”.
- 17 In Part 6 of Schedule 1 to the Freedom of Information Act 2000 (other public bodies and offices: general)—
- (a) the entry relating to the Child Poverty Commission is repealed;
- (b) at the appropriate place there is inserted— “ The Social Mobility and Child Poverty Commission ”.

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SCHEDULE 14

Section 147

REPEALS

VALID FROM 01/04/2013

PART 1

ABOLITION OF BENEFITS SUPERSEDED BY UNIVERSAL CREDIT

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|-----------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Social Work (Scotland) Act 1968 (c. 49) | In section 78(2A), the words from “income support” to “or family credit”. |
| Education (Scotland) Act 1980 (c. 44) | In section 53(3)— (a) in paragraph (a), sub-paragraphs (i) to (iia) and, in sub-paragraph (iv), the words from “or any tax credit” to “2002 (c. 21)”; (b) in paragraph (b), sub-paragraphs (i) to (iia) and, in sub-paragraph (iii), the words from “or any tax credit” to “2002 (c. 21)”. |
| Legal Aid (Scotland) Act 1986 (c. 47) | In sections 8(b) and 11(2)(b), the words from “income support” to the end. |
| Children Act 1989 (c. 41) | In section 17— (a) in subsection (9), the words from “of income support” to the end; (b) subsection (12). In section 17A(5)(b), the words from of “income support” to the end. In section 29(3) and (3A), the words from “of income support” to the end. In section 105(1), the definitions of— (a) “income-based jobseeker's allowance”; (b) “income-related employment and support allowance”. In Schedule 2, in paragraph 21(4), the words from “income support” to the end. |
| Child Support Act 1991 (c. 48) | In section 54(1), the definitions of— (a) “income support”; (b) “income-based jobseeker's allowance”; (c) “income-related employment and support allowance”. In paragraph 5(4) of Schedule 1, as it has effect apart from section 1 of the Child Support, Pensions and Social Security Act 2000, the words from “income support” to “support allowance”. |

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| Social Security Contributions and Benefits Act 1992 (c. 4) | <p>In sections 4C(2)(b), (5)(c) and (7)(a), “contribution-based”.</p> <p>In section 22—</p> <ul style="list-style-type: none"> (a) in subsections (2)(a) and (5), “contribution-based”; (b) subsection (8). <p>In section 44A(7), “contributory”.</p> <p>In section 122(1), the definition of “contribution-based jobseeker's allowance”.</p> <p>Sections 123 to 137.</p> <p>Section 175(6).</p> <p>In Schedule 3, in paragraph 5(6B), “or 4(2)(b)”.</p> |
| Social Security Administration Act 1992 (c. 5) | <p>Section 1(4)(b).</p> <p>Sections 2A to 2H.</p> <p>In section 5—</p> <ul style="list-style-type: none"> (a) subsection (2)(b) and (e); (b) in subsection (6), “or housing benefit”. <p>Section 6.</p> <p>In section 7—</p> <ul style="list-style-type: none"> (a) in the heading, the words “community charge benefits and other”; (b) subsection (2), so far as not otherwise repealed; (c) subsection (3)(b) and the preceding “and”. <p>Section 7A(1) to (5).</p> <p>In section 15A—</p> <ul style="list-style-type: none"> (a) in subsection (1)(a), the words from “income support” to “employment and support allowance”; (b) in subsection (1)(b), the words from “or the applicable” to “employment and support allowance”; (c) in subsection (1), in the words after paragraph (b), the words from “or applicable” to “employment and support allowance”; (d) in subsection (4), in the definition of “qualifying associate”, “income support, an income-based jobseeker's allowance,”, “or an income-related employment and support allowance,”, “Part VII of the Contributions and Benefits Act or”, “under the Jobseekers Act 1995,” and “or Part 1 of the Welfare Reform Act 2007”; (e) in subsection (4), in the definition of “relevant benefits”, paragraph (b). |

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Section 71(11)(b).

Section 71ZH(1)(c) and (d) (as inserted by section 105 of this Act).

Section 71A.

In section 73(1) and (4)(b), “contribution-based”.

In section 74—

- (a) in subsection (1)(b), “income support, an income-based jobseeker's allowance” and “or an income-related employment and support allowance”;
- (b) in subsection (2)(b), “income support, an income-based jobseeker's allowance,” and “or an income-related employment and support allowance”;
- (c) subsection (3);
- (d) in subsection (4), “or (3)” and paragraph (b) and the preceding “and”.

In section 74A(7), the words from “income support” to “employment and support allowance”.

Section 75 (and the preceding cross-heading).

Sections 76 and 77.

In section 78(6)(d), “income support or an income-based jobseeker's allowance”.

In the heading to Part V, “Income support and”.

In section 105—

- (a) in subsection (1)(b), the words from “income support” to “support allowance”;
- (b) subsection (3)(b) and the preceding “or”;
- (c) subsection (4).

In section 106(1), (2), (3) and (4)(a), “income support or”.

In section 108(1)(a), “income support or”.

In section 109(1), “or income support or an income-related employment and support allowance”, in both places.

In section 109A—

- (a) subsection (3)(b) to (d);
- (b) subsections (6) and (7).

Sections 110A and 110AA.

In section 111—

- (a) in subsection (1)(ab), “or 110AA”;
- (b) in subsection (3), “or 110A”.

In section 115A—

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- (a) in subsection (1), “or an authority”, “71A, 75 or 76” and “or authority”;
- (b) in subsection (1A) (as inserted by section 113 of this Act), “or an authority” in both places and “71A, 75 or 76”;
- (c) in subsection (2), “or authority”, in both places;
- (d) in subsection (5), “or authority”, in both places;
- (e) subsections (7A) and (7B).

In section 115B—

- (a) in subsection (1), “or an authority that administers housing benefit or council tax benefit”;
- (b) in subsection (3), “or authority”, in both places;
- (c) in subsection (4)(a) (as substituted by section 102 of this Act), “or authority”;
- (d) in subsection (4A) (as so substituted), the words from “(and, where” to the end;
- (e) in subsection (6), “or authority”, in both places.

In section 115C (as inserted by section 116 of this Act)—

- (a) in subsection (5), the words from “(and, where” to the end;
- (b) in subsection (6), in the definition of “appropriate authority”, paragraph (b) and the preceding “or”.

In section 115D(5) (as inserted by section 116 of this Act), the words from “(and, where” to the end.

In section 116—

- (a) in subsection (2)(a), “(other than proceedings to which paragraph (b) applies)” (as substituted by section 111 (a) of this Act);
- (b) subsection (2)(b) and the preceding “and”;
- (c) subsection (3)(b) and the preceding “and”;
- (d) subsections (4) and (5).

Section 116A.

Section 121DA(6).

Sections 122C to 122E.

In section 122F, in subsection (3)(a) and (4), “housing benefit”.

Section 124(2)(b).

In section 126(1)—

- (a) “income support, an income-based jobseeker's allowance”;

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(b) “an income-related employment and support allowance”.

Section 128A (and the preceding cross-heading).

Section 134.

Sections 138 to 140G.

In section 150—

- (a) subsection (1)(h);
- (b) in subsection (1)(m) “or 4(2)(a) or (6)(c)”;
- (c) in subsection (7), “Part VII of the Contributions and Benefits Act or” and the words from “or which“ to the end;
- (d) subsection (10)(b)(i) and (ii).

Section 151(6).

Section 159.

In section 159B—

- (a) in subsection (1)(b)(iii), “contribution-based”;
- (b) in subsection (6), in the definitions of “alteration” and “component”, “contribution-based“.

In section 159D (as inserted by Schedule 2 to this Act)—

- (a) in subsection (1)(b)(iv), “contribution-based”;
- (b) in subsection (6), in the definitions of “alteration” and “component”, “contribution-based“.

Sections 160 and 160A.

In section 160B(5), “or 4(2)(a)“.

Section 163(2)(d).

In section 166—

- (a) in subsections (1)(c) and (2)(b), “relating to a contribution-based jobseeker's allowance”;
- (b) in subsection (2)(ba), “relating to a contributory employment and support allowance”.

In section 170(5), in the definition of “the relevant enactments”, paragraph (aj).

Section 176(1)(a) and (b).

Section 179(4)(b)(i) and (5)(a) and (d).

Section 182A(3)(c).

Section 182B(2).

Section 187(1)(b).

In section 189—

- (a) subsections (7) and (7A);

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| | <p>(b) in subsection (8), “140B, 140C”.</p> <p>Section 190(1)(aa) and (ab).</p> <p>In section 191, the definitions of—</p> <p>(a) “billing authority”;</p> <p>(b) “contribution-based jobseeker's allowance”;</p> <p>(c) “contributory employment and support allowance”;</p> <p>(d) “council tax benefit scheme”;</p> <p>(e) “housing authority”;</p> <p>(f) “housing benefit scheme”;</p> <p>(g) “income-based jobseeker's allowance”;</p> <p>(h) “income-related benefit”;</p> <p>(i) “income-related employment and support allowance”;</p> <p>(j) “rent rebate” and “rent allowance”.</p> <p>In Schedule 4, the paragraphs headed “Local authorities etc”.</p> |
| Local Government Finance Act 1992 (c. 14) | <p>In Schedule 4—</p> <p>(a) in paragraph 6(1) and (2)(b), “income support”.</p> <p>(b) paragraph 12(1)(b);</p> <p>(c) in paragraph 12(1)(d), “deductions from income support”.</p> <p>In Schedule 8, in paragraph 6(1) and (2)(b), “income support”.</p> <p>In Schedule 9, paragraphs 1 to 13, 15 to 17, 19 to 24 and 25(a) and (c).</p> |
| Jobseekers Act 1995 (c. 18) | <p>Section 1(2A) to (2D) and (4).</p> <p>In section 2—</p> <p>(a) subsection (1)(d) and the preceding “and”;</p> <p>(b) in subsection (3C)(d), “contribution-based”;</p> <p>(c) subsection (3C)(e) and the preceding “and”.</p> <p>Sections 3 to 3B.</p> <p>In section 4—</p> <p>(a) in subsection (1), “contribution-based”;</p> <p>(b) subsections (3), (3A) and (6) to (11A).</p> <p>Section 4A.</p> <p>In section 5—</p> <p>(a) in the heading and in subsection (1), “contribution-based”;</p> <p>(b) in subsection (2), “contribution-based”, in the first two places;</p> <p>(c) in subsection (3), “contribution-based”.</p> <p>Section 13.</p> <p>Sections 15 to 17.</p> |

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| | <p>In section 17A(10), the definition of “claimant”.</p> <p>Section 18.</p> <p>Section 23.</p> <p>Sections 25 and 26.</p> <p>Section 28.</p> <p>Section 31.</p> <p>In section 35(1)—</p> <ul style="list-style-type: none">(a) in the definition of “claimant”, the words from “except” to the end;(b) the definitions of “contribution-based jobseeker's allowance”, “income-based conditions”, “income-based jobseeker's allowance”, “income-related employment and support allowance”, “joint claim couple” and “joint-claim jobseeker's allowance” and “the nominated member”. <p>In section 38—</p> <ul style="list-style-type: none">(a) in subsections (3) and (4), “contribution-based”;(b) subsection (6). <p>Section 40.</p> <p>In Schedule 1—</p> <ul style="list-style-type: none">(a) in paragraph 6(1), “contribution-based”;(b) paragraphs 8 and 8A;(c) paragraphs 9 to 10;(d) in paragraph 11(1), “contribution-based”;(e) in paragraph 16(1) and (2)(d), “contribution-based”;(f) paragraph 18(b) and (c). <p>In Schedule 2, paragraphs 29 to 35, 53(4) and 73(3) and (4).</p> |
| Children (Scotland) Act 1995 (c. 36) | Section 22(4)(a) to (c). |
| Housing Act 1996 (c. 52) | <p>In section 122—</p> <ul style="list-style-type: none">(a) in the heading and in subsection (1) “housing benefit and rent allowance subsidy”;(b) subsections (2) to (7). <p>Schedule 12.</p> <p>In Schedule 13, paragraph 3(3) to (6).</p> |
| Education Act 1996 (c. 56) | <p>In section 457(4)—</p> <ul style="list-style-type: none">(a) sub-paragraphs (i) to (ia);(b) in sub-paragraph (iii), the words from “or entitled” to “such a tax credit”. <p>In section 512ZB(4)—</p> <ul style="list-style-type: none">(a) paragraph (a)(i) to (ia);(b) paragraph (aa)(ii); |

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| | (c) paragraph (b)(i) to (ia); (d) paragraph (c)(ii) and the preceding “or”. |
| | In section 579(1), the definition of “income-related employment and support allowance”. |
| Social Security (Recovery of Benefits) Act 1997 (c. 27) | In Schedule 2, in the second column of the table, the reference to income support. |
| Social Security Administration (Fraud) Act 1997 (c. 47) | Section 3. Section 4(1). Section 5. Sections 8 to 10. Section 16. In Schedule 1, paragraphs 3 and 7. |
| Social Security Act 1998 (c. 14) | Section 8(3)(c). In section 8(5), the words from “other than” to the end. Section 34. In section 39(1), the definition of “claimant”. Section 79(8). In Schedule 2— (a) paragraph 1 (and the preceding heading); (b) paragraph 5A (and the preceding heading); (c) paragraph 6(b)(i); (d) paragraph 7 (and the preceding heading). In Schedule 3, in paragraph 5, “or 71A”. In Schedule 7, paragraphs 95, 97, 98, 139, 140 and 146. |
| Audit Commission Act 1998 (c. 18) | Sections 38 and 39. Section 50. In Schedule 1, paragraph 8(2)(b). In Schedule 2A, in paragraph 3— (a) in the definition of “national studies functions”, paragraph (d); (b) in the definition of “reporting functions”, paragraph (a); (c) the definition of “section 139A inspector”. In Schedule 3, paragraph 23. |
| Scotland Act 1998 (c. 46) | In Part 2 of Schedule 5, in Section F1, under the heading “Illustrations”, “administration and funding of housing benefit and council tax benefit”. |
| Access to Justice Act 1999 (c. 22) | In Schedule 4, paragraph 48. |
| Local Government Act 1999 (c. 27) | Section 13A(4A). |

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| | Section 14. |
| | Section 29(2A). |
| Welfare Reform and Pensions Act 1999 (c. 30) | Sections 57 and 58. Section 72(3)(a). In Schedule 7, paragraphs 2(3) and (4), 4, 5(3) and (4), 6, 9 to 11, 15 and 16. In Schedule 8, paragraphs 28 and 29(2), (4), (5) and (7). In Schedule 12, paragraphs 79, 80, 82, 83 and 87. |
| Immigration and Asylum Act 1999 (c. 33) | Section 97(5)(a). In section 115(1)— (a) “to income-based jobseeker's allowance under the Jobseekers Act 1995 or”; (b) the words from “or to income-related” to “support allowance”; (c) paragraphs (e), (j) and (k). |
| Child Support, Pensions and Social Security Act 2000 (c. 19) | Section 68. Section 71. In Schedule 6, paragraph 3. Schedule 7. |
| Local Government Act 2000 (c. 22) | Section 96. |
| Capital Allowances Act 2001 (c. 2) | In Schedule A1, in paragraph 17(1)— (a) in paragraph (a), the words from “disregarding any” to “working tax credit,”; (b) in paragraph (b), “child tax credit or working tax credit”. |
| Social Security Fraud Act 2001 (c. 11) | Section 1(5). Section 2(2). Section 6. In section 6A(1), in the definition of “sanctionable benefit”, paragraph (a). In section 6B— (a) in subsection (2)(b)(i), “or an authority which administers housing benefit or council tax benefit”; (b) subsections (6), (7), (9) and (10). In section 7— (a) subsections (3), (4), (4B) and (5); (b) in subsection (10), “8 or”. |
| | Section 8. In section 9— (a) subsection (1)(a), (b), (bc), (c) and (d); |

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| | (b) subsections (3), (4), (4B) and (5). In section 10(2), “8”. In section 11(3)— (a) paragraph (b); (b) paragraph (d). In section 13, the definitions of— (a) “income-based jobseeker's allowance”, “joint-claim jobseeker's allowance” and “joint-claim couple”; (b) “income-related allowance”. |
| | Section 14. |
| State Pension Credit Act 2002 (c. 16) | Section 15(1)(b). In section 17(1), the definition of “working tax credit”. Section 18A(7)(c) and the preceding “or”. In Schedule 2, paragraphs 2 to 4 and 36 to 38. |
| Tax Credits Act 2002 (c. 21) | Part 1 (but not Schedule 1 or 3). |
| Employment Act 2002 (c. 22) | Section 49. In Schedule 6, paragraphs 2 and 3. In Schedule 7, paragraphs 9, 10, 12(a), 15 and 51. |
| Income Tax (Earnings and Payments) Act 2003 (c. 1) | In Schedule 6, paragraphs 179 and 228 to 230. |
| Local Government Act 2003 (c. 26) | In Schedule 7, paragraphs 34 to 39. |
| Public Audit (Wales) Act 2004 (c. 23) | In Schedule 2, paragraph 15. |
| Civil Partnership Act 2004 (c. 33) | In Schedule 24, paragraphs 42 to 46, 55, 118 to 122 and 144 to 147. |
| Pensions Act 2004 (c. 35) | In Schedule 10, paragraph 3. |
| Commissioners for Revenue and Customs Act 2005 (c. 11) | Section 5(1)(c) and the preceding “and”. Section 44(3)(d) and the preceding “and”. Section 54(4)(f) and the preceding “and”. In Schedule 1, paragraphs 4 and 31. |
| Education Act 2005 (c. 18) | In section 108(1)(a), “or tax credits”. In section 110— (a) subsection (1); (b) in subsection (3), “(1) or”. |
| Childcare Act 2006 (c. 21) | In section 13A— (a) subsection (1); (b) in subsection (3), “(1) or”. |
| Welfare Reform Act 2007 (c. 5) | In section 1— |

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- (a) in subsection (2), in the opening words, “either”;
- (b) in subsection (2)(a), “Part 1 of” and “that Part of”;
- (c) subsection (2)(b) and the preceding “or”;
- (d) subsection (3)(e);
- (e) in subsection (3)(f), the words from “(and” to “allowance”;
- (f) in subsection (3A), “Part 1 of”;
- (g) in subsection (6), the definition of “joint-claim jobseeker's allowance”;
- (h) subsections (6A) and (7).

In section 1A—

- (a) in the heading, “contributory”;
- (b) in subsections (1) (in both places), (3) and (4), “Part 1 of”.

Section 1B (2).

In section 2, in the heading, “contributory”.

In section 3, in the heading, “contributory”.

Sections 4 to 6.

Section 23.

In section 24(1), the definitions of “contributory allowance”, “income-related allowance” and “income support”.

In section 26(1)(a), “or 4(4)(c) or (5)(c)”.

Section 27(2)(a) and (4).

Section 29.

Sections 30 to 34.

Sections 37 to 39.

Section 41(2)(a) to (d) and (3).

Sections 46 and 47.

Section 48(1) to (3).

In Schedule 1—

- (a) the heading to Part 1;
- (b) paragraph 1(5)(e) and the preceding “and”;
- (c) Part 2.

In Schedule 2—

- (a) in the headings to paragraphs 6 and 7, “Contributory allowance:”;
- (b) paragraph 8;
- (c) paragraph 11(b) and (c);
- (d) paragraph 12, so far as not otherwise repealed.

In Schedule 3, paragraphs 1, 2, 4, 9(9) and (10), 10(3), (8)(b), (15) and (32)(b) and (c) and 12(3) and (4).

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| | Schedule 4. |
| | In Schedule 5, paragraphs 1, 3 to 9, 12 and 13. |
| | In Schedule 7, paragraph 3(2). |
| Tribunals, Courts and Enforcement Act 2007 (c. 15) | In Schedule 13, paragraph 103. |
| Pensions Act 2007 (c. 22) | In Schedule 1, paragraph 25. |
| Local Government and Public Involvement in Health Act 2007 (c. 28) | Section 147(2). Section 148(1)(b). Section 150. |
| Child Maintenance and Other Payments Act 2008 (c. 6) | Section 45(2). In Schedule 7, paragraph 2(2). |
| Corporation Tax Act 2009 (c. 4) | In section 1059— (a) subsection (3); (b) in subsection (5), “child tax credit or working tax credit”. In section 1108— (a) subsection (3); (b) in subsection (5), “child tax credit or working tax credit”. |
| Welfare Reform Act 2009 (c. 24) | Section 2. Section 3(1) and (2). Sections 4 and 5. Section 8(2)(a). Section 9. Section 34(1) and (2). Sections 35 and 36. Section 37(3). Schedule 2. In Schedule 4, paragraph 3. Part 1 of Schedule 7. In Part 3 of Schedule 7, the entries relating to — (a) section 2B of the Social Security Administration Act 1992; (b) section 72(3)(b) of the Welfare Reform and Pensions Act 1999; (c) paragraph 5A of Schedule 2 to the Social Security Act 1998; (d) the Employment Act 2002; (e) the Civil Partnership Act 2004. |
| Welfare Reform Act 2012 (c. 5) | Section 50(1). |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

Section 52(2).

Section 58(2).

Section 59.

Section 69.

Section 105(5).

Section 106(3).

Section 111.

Section 130(7)(b) and (c).

In section 131—

- (a) in subsection (3), “or housing benefit” in all three places;
- (b) in subsection (7)(a)(i), the words from “or a person engaged” to the end;
- (c) in subsection (9)(a)(i), the words from “or a person engaged” to the end;
- (d) subsection (11)(d) to (f);
- (e) in subsection (12), the definition of “person engaged in the administration of housing benefit”.

In Schedule 7, paragraphs 3 and 10(2).

In Schedule 9, paragraphs 18, 22, 26 and 27.

In Schedule 11, paragraphs 12 to 14.

In Schedule 12, paragraph 5.

PART 2

ENTITLEMENT TO JOBSEEKER'S ALLOWANCE WITHOUT SEEKING EMPLOYMENT

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|---------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Welfare Reform Act 2009 (c. 24) | Section 4(2)(a), (3) and (4). Section 8(2)(b). In section 32(2), in the inserted section 20E of the Jobseekers Act 1995— <ul style="list-style-type: none">(a) subsection (1) (a) to (c);(b) in subsection (2)(c), “or 18A”;(c) subsection (2)(d);(d) in subsection (3)(a), “11A, 11C,” and “or 18B”;(e) in subsection (4)(a), “11A”. In section 32— <ul style="list-style-type: none">(a) in subsection (3)(e), the words from “as” to “Act”; |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

- (b) in subsection (3)(f), the words from “as” to “Schedule”;
- (c) subsection (5).

Schedule 1.

In Part 3 of Schedule 7, the entries relating to—

- (a) sections 15A and 17A(1) of the Jobseekers Act 1995;
- (b) paragraphs 2(2), (3) and (4)(b), 3, 4(1), 12 and 13 of Schedule 7 to the Welfare Reform and Pensions Act 1999;
- (c) paragraph 12(2) of Schedule 3 to the Welfare Reform Act 2007.

VALID FROM 22/10/2012

PART 3

JOBSEEKER'S ALLOWANCE: RESPONSIBILITIES FOR INTERIM PERIOD

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|-------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Jobseekers Act 1995 (c. 18) | Section 8(2)(ca) and (d), (2A) and (3). Section 17A(5)(d) to (f) and (6) to (9). Section 20(4) to (6). Sections 20A and 20B. In section 35(1), the definition of “jobseeker's agreement”. |
| Social Security Act 1998 (c. 14) | In Schedule 7, paragraph 141. |
| Welfare Reform and Pensions Act 1999 (c. 30) | In Schedule 7, paragraphs 12 and 13. In Schedule 8, paragraph 29(5). |
| Welfare Reform Act 2009 (c. 24) | Section 1(4) and (5). Section 25. Section 32(3)(e) and (f) and (4). Section 33. In Part 3 of Schedule 7, the entries relating to sections 8(3) and 9(13). |
| Criminal Justice and Licensing (Scotland) Act 2010 (asp 13) | In Schedule 2, paragraph 38. |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

VALID FROM 29/04/2013

PART 4

JOBSEEKER'S ALLOWANCE: RESPONSIBILITIES AFTER INTRODUCTION OF UNIVERSAL CREDIT

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Social Security Administration Act 1992 (c. 5) | Section 71ZH(1)(b) (as inserted by section 105 of this Act). |
| Jobseekers Act 1995 (c. 18) | Section 17A, so far as not otherwise repealed. Section 17B. Sections 19 to 19C (as substituted by section 46(1) of this Act). Section 20(1) to (3), (7) and (8). Section 20E, so far as not otherwise repealed. Section 22(2). In section 35(1)— (a) in the definition of “employment”, “except in section 7”; (b) the definitions of “employment officer” (as inserted by section 44(5) of this Act) and “jobseeker's direction” (as inserted by Schedule 7 to this Act); (c) the definition of “training”. Section 36(1A) (as inserted by Schedule 7 to this Act) and (4A). In section 37(1)— (a) in paragraph (a)(i), “6, 7”; (b) paragraph (ab) (as inserted by section 46(2) of this Act). |
| Social Security Act 1998 (c. 14) | In Schedule 1, paragraph 8B. In Schedule 3, paragraph 8 (and the preceding heading). In Schedule 7, paragraphs 134 and 135. |
| Welfare Reform Act 2009 (c. 24) | Section 1(1) to (3). Section 29. Section 32(1) to (3). |
| Welfare Reform Act 2012 (c. 5) | Section 44(3) to (5). Section 45. Section 46(1) and (2). |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

In Schedule 7, paragraphs 2, 4, 5, 7, 8, 9, 10(1) and (3), 11, 14 and 16.

VALID FROM 29/04/2013

PART 5

EMPLOYMENT AND SUPPORT ALLOWANCE: RESPONSIBILITIES AFTER INTRODUCTION OF UNIVERSAL CREDIT

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|---------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Welfare Reform Act 2007 (c. 5) | Section 1C (as inserted by section 54 of this Act). Section 16A (as inserted by section 56 of this Act). Section 24(3A) and (3B). Section 26(1)(b). |
| Welfare Reform Act 2009 (c. 24) | Section 3(3) to (5). Section 8, so far as not otherwise repealed. Section 10. |
| Welfare Reform Act 2012 (c. 5) | Section 54(3) to (5). Sections 55 and 56. Section 58(1) and (3). |

PART 6

CLAIMANTS DEPENDENT ON DRUGS ETC

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|----------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Jobseekers Act 1995 (c. 18) | In section 36(4A)(a) and (b), “or Schedule A1”. In section 37(1)(c), “, any paragraph of Schedule A1”. In Schedule 1, in paragraph 19 “(other than paragraph 8 of Schedule A1)”. |
| Social Security Act 1998 (c. 14) | In Schedule 3, in paragraph 3(da), “, or Schedule A1 to,”. |
| Welfare Reform Act 2007 (c. 5) | In section 16— (a) subsection (1)(d) to (f); (b) in subsections (2)(a) and (3)(a), “or Schedule 1A”. |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

In section 25(6), “or Schedule 1A”.

Section 26(1)(d).

In Schedule 2—

- (a) in paragraph 10A(1), “or Schedule 1A”;
- (b) in paragraph 12, paragraph (ca) (but not the final “or”);
- (c) in paragraph 13, “, or under any paragraph of Schedule 1A other than paragraph 8,”.

Welfare Reform Act 2009 (c. 24)

In section 32, in the section 20E to be inserted into the Jobseekers Act 1995—

- (a) subsection (1)(d) to (f);
- (b) in subsections (3)(a) and (4)(a), “or Schedule A1”.

In Schedule 7, in Part 3, the entry relating to Schedule A1 to the Jobseekers Act 1995.

PROSPECTIVE

PART 7

INDUSTRIAL INJURIES ARISING BEFORE 5 JULY 1948

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Pneumoconiosis (Workers' Compensation) Act 1979 (c. 41) | etc In section 2— <ul style="list-style-type: none">(a) in subsection (2)(b), the words from the beginning to “disease, or”;(b) in subsection (3), in the definition of “death benefit”, the words “ “death benefit” means” and the words from “death benefit under” to the end;(c) in subsection (3), in the definition of “disablement benefit”, the words “or paragraph 4 of Schedule 8 to the Social Security Contributions and Benefits Act 1992”. |
| Social Security Administration Act 1992 (c. 5) | Section 164(4) and (5). In section 166(1)(b), the words “(except Part 1 of Schedule 8)”. Section 185. Section 188(3). In section 191, in the definition of “industrial injuries benefit”, the words “other than under Schedule 8”. Schedule 9. |
| Social Security (Consequential Provisions) Act 1992 (c. 6) | In Schedule 2, paragraph 55(1)(b) and (2)(b). |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

Social Security (Incapacity for Work) Act 1994 (c. 18) In Schedule 1, paragraph 42.

Civil Partnership Act 2004 (c. 33) In Schedule 24, paragraph 53.

VALID FROM 01/04/2013

PART 8

SOCIAL FUND: ENDING OF DISCRETIONARY PAYMENTS

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Parliamentary Commissioner Act 1967 (c. 13) | In Schedule 2, the entry relating to the social fund Commissioner. |
| Superannuation Act 1972 (c. 11) | In Schedule 1, the entry relating to the Office of the social fund Commissioner for Great Britain. |
| House of Commons Disqualification Act 1975 (c. 24) | In Schedule 1, in Part 3, the entry relating to the social fund Commissioner. |
| Social Security Contributions and Benefits Act 1992 (c. 4) | In section 138— (a) in subsection (1), the “and” preceding paragraph (b); (b) subsections (3) and (5). Sections 139 and 140. |
| Social Security Administration Act 1992 (c. 5) | Section 12. Section 71ZA. Section 78(1) to (3E) and (5) to (9). Section 168. In Schedule 4, in Part 1— (a) the heading “The Social Fund”; (b) under that heading, the entries relating to the social fund Commissioner, a social fund inspector and a member of any staff employed in connection with the social fund. |
| Jobseekers Act 1995 (c. 18) | Section 32(2). In Schedule 2, paragraph 51. |
| Social Security Act 1998 (c. 14) | Section 8(1)(b) (but not the “and“ following it). In section 9(1), “Subject to section 36(3) below,”. In section 10(1), “and section 36(3)”. Sections 36 to 38. Section 70(2). |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

| | |
|-----------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------|
| | Section 71. |
| | Section 75. |
| | In Schedule 7, paragraphs 72, 73 and 103. |
| Freedom of Information Act 2000 (c. 36) | In Schedule 1, in Part 6, the entry relating to the social fund Commissioner appointed under section 65 of the Social Security Administration Act 1992. |
| Civil Partnership Act 2004 (c. 33) | In Schedule 24, paragraph 61. |
| Welfare Reform Act 2007 (c. 5) | Section 54(a). |
| | In Schedule 7, paragraphs 2(3), 3(4) and (5) and 4. |
| Welfare Reform Act 2012 (c. 5) | Sections 71 and 72. |
| | Section 106(2) and (4). |

PROSPECTIVE

PART 9

DISABILITY LIVING ALLOWANCE

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|
| Transport Act 1982 (c. 49) | Section 70(2)(a)(iA). |
| Child Support Act 1991 (c. 48) | In section 8(8)(a), the words “or a disability living allowance.” |
| Social Security Contributions and Benefits Act 1992 (c. 4) | Section 30B(4)(b). |
| | Section 64(1A)(b). |
| | In section 150(2), paragraph (b) of the definition of “attendance allowance”. |
| Social Security Administration Act 1992 (c. 5) | In section 150— (a) subsection (1)(b), and (b) in subsection (3)(b), the word “(b),”. |
| | In Schedule 7, paragraph 1. |
| Finance Act 1994 (c. 9) | In paragraph 3(4)(b) of Schedule 7A, the words “section 71 of the Social Security Contributions and Benefits Act 1992 or”. |
| Value Added Tax Act 1994 (c. 23) | In Part 2 of Schedule 7A, in sub-paragraph (2)(b) of note 6 to Group 3, the words “Part III of the Contributions and Benefits Act or”. |
| | In Part 2 of Schedule 8, in paragraph (a) of note (7) to Group 12, the words “section 71 of the Social Security Contributions and Benefits Act 1992, or”. |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

| | |
|---------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Social Security (Recovery of Benefits) Act 1997 (c. 27) | of In Schedule 2, in the second column of the table— (a) the entry for the care component of disability living allowance; (b) the entry for the mobility component of disability living allowance. |
| Social Security Act 1998 (c. 14) | In Schedule 3, paragraph 3(b). |
| Welfare Reform and Pensions Act 1999 (c. 30) | Section 67. |
| Immigration and Asylum Act 1999 (c. 33) | Section 115(1)(d). |
| Capital Allowances Act 2001 (c. 2) | Section 268D(2)(a)(i). |
| Social Security Fraud Act 2001 (c. 11) | In section 6A(1), paragraph (d) of the definition of “sanctionable benefit”. |
| Income Tax (Earnings and Pensions) Act 2003 (c. 1) | In section 677(1), in Part 1 of Table B, in the entry relating to disability living allowance, the words “SSCBA 1992 Section 71” (in the second column). |
| National Health Service (Consequential Provisions) Act 2006 (c. 43) | In Schedule 1, paragraph 145. |
| Welfare Reform Act 2007 (c. 5) | Sections 52, 53 and 60(2). In Schedule 7, paragraph 2(2). |
| Pensions Act 2007 (c. 22) | In Schedule 1, paragraph 42. |
| Welfare Reform Act 2009 (c. 24) | Section 14. |

PROSPECTIVE

PART 10

POWERS TO REQUIRE INFORMATION RELATING TO CLAIMS AND AWARDS

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|---------------------------------------------------------|------------------------------------|
| Social Security Administration Act 1992 (c. 5) | Section 126A. |
| Social Security Administration (Fraud) Act 1997 (c. 47) | Section 11. |
| Social Security Act 1998 (c. 14) | Section 22(4). Section 74. |
| Welfare Reform and Pensions Act 1999 (c. 30) | In Schedule 8, paragraph 34(2)(c). |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

Welfare Reform Act 2007 (c. 5) Section 48(4).

VALID FROM 01/04/2013

PART 11

RECOVERY OF BENEFIT PAYMENTS

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Social Security Administration Act 1992 (c. 5) | Section 7(2)(a). In section 71— (a) subsection (7); (b) in subsection (8), “or (7)”; (c) subsections (10A) and (10B); (d) subsection (11)(aa) and (ac). |

PROSPECTIVE

PART 12

LOSS OF BENEFIT: CAUTIONS

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Social Security Administration Act 1992 (c. 5) | In section 115C(1)(d) (as inserted by section 116 of this Act) “or cautioned”. In section 115D(1)(c) and (2)(c) (as inserted by section 116 of this Act) “or cautioned”. |
| Social Security Fraud Act 2001 (c. 11) | In section 6B— (a) in subsection (11A)(c), “or (c)”; (b) in subsection (13), the words from “or the caution” to the end. In section 6C, subsection (4)(a)(ii) and the preceding “or”. In sections 8(8)(a) and 9(8)(a), “or M being cautioned in relation to the offence to which the old agreement relates”. In section 13, the definition of “cautioned”. |
| State Pension Credit Act 2002 (c. 16) | In Schedule 2, paragraph 49. |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

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|---------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>Tax Credits Act 2002 (c. 21)</p> <p>Welfare Reform Act 2012 (c. 5)</p> | <p>In section 36A (as inserted by section 120 of this Act)—</p> <ul style="list-style-type: none"> (a) in subsection (7)(c) “or (c)”; (b) in subsection (10), in the definition of “disqualifying event”, paragraph (c). <p>In section 36B (as so inserted), subsection (4)(a)(ii) and the preceding “or”.</p> <p>In section 67, the definition of “cautioned”.</p> <p>Section 120(5).</p> |
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PART 13

INFORMATION-SHARING BETWEEN SECRETARY OF STATE AND HMRC

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|-----------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Social Security Administration Act 1992 (c. 5) | <p>In section 121E—</p> <ul style="list-style-type: none"> (a) in subsections (2) and (2ZA), the words “subject to subsection (2A),”, “social security,” and “or employment or training”; (b) subsection (2A). <p>In section 121F—</p> <ul style="list-style-type: none"> (a) in subsections (1) and (1A), the words “social security,” and “or employment or training”; (b) in subsection (2), “(subject to subsection (2A))”; (c) subsection (2A). |
| Finance Act 1997 (c. 16) | Sections 122 and 122ZA. |
| Social Security Contributions (Transfer of Functions, etc.) Act 1999 (c. 2) | Section 110. |
| Social Security Contributions (Transfer of Functions, etc.) Act 1999 (c. 2) | In Schedule 6, paragraphs 2 and 10. |
| Tax Credits Act 2002 (c. 21). | <p>In Schedule 5—</p> <ul style="list-style-type: none"> (a) in paragraph 4(2) “social security or”; (b) paragraph 4(3) (c) in paragraph 4(3A) “social security,”; (d) in paragraph 4(3B), “social security or”; (e) in paragraph 4(4), “(3) and”; (f) in paragraph 6(1), “social security,”; (g) in paragraph 6(1A), “social security,”; (h) in paragraph 6(3) “social security or”; (i) paragraph 12(a). |
| Employment Act 2002 (c. 22) | <p>In Schedule 6, paragraphs 5, 6, 11(b) and 13(b) and (c).</p> <p>In Schedule 7, paragraph 50.</p> |

Status: Point in time view as at 08/05/2012.

Changes to legislation: Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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)

Commissioners for Revenue and Customs Act 2005 (c. 11) In Schedule 4, paragraph 45.

Work and Families Act 2006 (c. 18) In Schedule 1, paragraph 45.

Welfare Reform Act 2007 (c. 5) In Schedule 3, paragraph 10(13).

Child Maintenance and Other Payments Act 2008 (c. 6) In Schedule 7, paragraph 2(4) and (6).

PART 14

STANDARDS OF DECISION-MAKING

Commencement Information

II Sch. 14 Pt. 14 in force at 8.5.2012 by S.I. 2012/863, art. 2(3)(j)

| <i>Short title and chapter</i> | <i>Extent of repeal</i> |
|------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------|
| Pension Schemes Act 1993 (c. 48) | In section 171A— (a) in subsection (2), paragraph (b) and the preceding “or”; (b) in subsection (3), “, or annexed to.” |
| Child Maintenance and Other Payments Act 2008 (c. 6) | In Schedule 7, paragraph 3(3). |

Status:

Point in time view as at 08/05/2012.

Changes to legislation:

Welfare Reform Act 2012 is up to date with all changes known to be in force on or before 19 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.