

1984 No. 282

SOCIAL SECURITY

**The Supplementary Benefit (Requirements) Amendment
Regulations 1984**
*Laid before Parliament in draft**Made* - - - *5th March 1984**Coming into Operation* *1st April 1984*

The Secretary of State for Social Services, in exercise of the powers conferred on him by paragraph 2(1) of Schedule 1 to the Supplementary Benefits Act 1976(a) and of all other powers enabling him in that behalf, with the consent of the Treasury, and after reference to the Social Security Advisory Committee(b), hereby makes the following regulations of which a draft has, in accordance with section 33(3) of that Act, been laid before Parliament and approved by resolution of each House of Parliament:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Supplementary Benefit (Requirements) Amendment Regulations 1984 and shall come into operation on 1st April 1984.

(2) In these regulations the “principal regulations” means the Supplementary Benefit (Requirements) Regulations 1983(c).

Amendment of regulation 19 of the principal regulations

2. In regulation 19 of the principal regulations (housing benefit supplement) in paragraph (2)(b) for “entitlement” there is substituted “which was granted or which would have been granted but for regulation 20(1) of the Housing Benefits Regulations”.

Amendment of regulation 22 of the principal regulations

3.—(1) Regulation 22 of the principal regulations (reduction for certain occupants of the home) is amended in accordance with the following paragraphs of this regulation.

(2) In paragraph (4)—

(a) in sub-paragraph (c)—

(i) head (i) is omitted, and

(a) 1976 c. 71; Schedule 1 was substituted by paragraph 30 of Schedule 2 to the Social Security Act 1980 (c. 30).

(b) See section 10(1) of the Social Security Act 1980.

(c) S.I. 1983/1399.

- (ii) in head (ii) for “21” there is substituted “18” and for “£4.70” there is substituted “£6.15”; and
- (b) in sub-paragraph (e)—
- (i) for “18” in each place where it occurs there is substituted “21”, and
- (ii) after “a person” there is inserted “not in receipt of a pension or allowance”.
- (3) In paragraph (5) there is added after sub-paragraph (f) the following sub-paragraph—
- “(g) for a non-dependant who is in receipt of a training allowance paid by the Manpower Services Commission in connection with a Youth Training Scheme established under section 2 of the Employment and Training Act 1973(a), or for a group of non-dependants of which the head is a person in receipt of such an allowance.”.
- (4) In paragraph (6)(b) for “ninety days” there is substituted “fifty-six days”.
- (5) In paragraph (7)(a) for “paragraph (4)(c)(i) or (ii)” there is substituted “paragraph (4)(c)(ii)”.
- (6) In paragraph (10)(d)(iii) for “the coming into operation of this sub-paragraph” there is substituted “1st April 1984”.

Amendment of regulation 23 of the principal regulations

4. In regulation 23 of the principal regulations (non-householder’s contribution)—
- (a) in paragraph (2) for “18” there is substituted “21”; and
- (b) in paragraph (4)(a) for head (iii) there is substituted the following head—
- “(iii) unless paragraph (3)(b) applies to him, on the day before his eighteenth birthday;”.

Signed by authority of
the Secretary of State
for Social Services.
28th February 1984.

Rhodes Boyson,
Minister of State,
Department of Health and Social Security.

We consent,

Alistair Goodlad,
Donald Thompson,
Two of the Lords Commissioners
of Her Majesty’s Treasury.

5th March 1984.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Supplementary Benefit (Requirements) Regulations 1983, which provide for the determination of requirements for the purposes of supplementary benefit. Under those regulations deductions are, subject to exceptions, made from amounts applicable to a person as housing requirements, if certain other persons ("non-dependants") live in his household. These regulations provide, in the case of non-dependants not receiving supplementary benefit—

- (a) for an increase in the deduction for a non-dependent aged 18 or over but not of pensionable age to £6.15 (from £3.95 in the case of those aged 18 to 20 and from £4.70 in other cases) (regulation 3(2)(a));
- (b) that no deduction shall be made for a non-dependent receiving a youth training allowance (regulation 3(3));
- (c) that, for the purposes of qualifying for a lower deduction made for certain sick or unemployed non-dependants, the period during which the non-dependant must have been receiving certain benefits is reduced from ninety to fifty-six days (regulation 3(4)).

The age limit below which no deduction is made for a non-dependent receiving supplementary benefit is raised from 18 to 21 (regulation 3(2)(b)).

Regulation 4(a) raises from 18 to 21 the age limit on or above which an amount may be applicable in the determination of a person's housing requirements in respect of the housing expenses of the household incurred by a person who is not himself a householder.

Other amendments made by these regulations are minor or consequential (regulations 2, 3(5) and (6) and 4(b)).

The Report of the Social Security Advisory Committee dated 21st December 1983 on the draft of these regulations which was referred to it, and a statement showing the extent to which these regulations give effect to the Committee's recommendations and, in so far as they do not give effect to them, the reasons why not, are contained in Command Papers Nos 9150 and 9155 respectively, published by Her Majesty's Stationery Office.

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