

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations further amend the Supplementary Benefit (Requirements) Regulations 1983 (“the Requirements Regulations”) as they relate to claimants resident in residential care and nursing homes and the Supplementary Benefit (Resources) Regulations 1981 as they relate to student’s income.

Regulation 2(2)(a) introduces a requirement for nursing homes not controlled or maintained by a body constituted by special Act of Parliament or incorporated by Royal Charter to be registered under the Registered Homes Act 1984 or, in Scotland, under the Nursing Homes Registration (Scotland) Act 1938 or the Mental Health (Scotland) Act 1984 in order to qualify as a nursing home for the purposes of the Requirements Regulations.

Regulation 2(2)(b) amends the definition of a residential care home which provides care for fewer than 4 persons, by requiring certain minimum standards to be met.

Regulation 3 provides transitional protection to be given to those claimants resident in small residential care homes which now no longer meet the definition of such a home as a result of the amendments made by these Regulations.

Regulation 4 amends regulation 11 of the Supplementary Benefit (Resources) Regulations 1981 by increasing the amount of the student grant disregarded in respect of books and equipment from £187 to £210.