

STATUTORY INSTRUMENTS

**1987 No. 1967**

**The Income Support (General) Regulations 1987**

**PART IV**

**APPLICABLE AMOUNTS**

**Polygamous marriages**

18.—<sup>F1</sup>(1) <sup>F2</sup>Subject to paragraph (2) and <sup>F3</sup>regulations 21 <sup>F4</sup>to 22A <sup>F5</sup>... (applicable amounts in other cases and reductions in applicable amounts <sup>F5</sup>...), where a claimant is a member of a polygamous marriage his weekly applicable amount shall be the aggregate of such of the following amounts as may apply in his case:

- (a) the highest amount applicable to him and one of his partners determined in accordance with sub-paragraph (3) of paragraph 1 of Schedule 2 as if he and that partner were a couple;
- (b) an amount equal to the difference between the amounts specified in <sup>F6</sup>sub-paragraphs (3) (d) <sup>F7</sup>and (1)(e) of paragraph 1 of Schedule 2 in respect of each of his other partners;
- (c) <sup>F8</sup>an amount determined in accordance with paragraph 2 of Schedule 2 (applicable amounts) in respect of any child or young person for whom he or a partner of his is responsible and who is a member of the same household except a child or young person whose capital, if calculated in accordance with Part V in like manner as for the claimant, <sup>F9</sup>except as provided in regulation 44(1) (modifications in respect of children and young persons)], would exceed £3,000;]

<sup>F10</sup>(cc) .....

- (d) <sup>F11</sup>if he or another partner of the polygamous marriage is responsible for a child or young person who is a member of the same household, the amount specified in Part II of Schedule 2 (family premiums);]
- (e) the amount of any premiums which may be applicable to him determined in accordance with Parts III and IV of Schedule 2 (premiums);
- (f) any amounts determined in accordance with Schedule 3 (housing costs) which may be applicable to him in respect of <sup>F12</sup>housing costs as prescribed] in that Schedule.

<sup>F13</sup>(g) any amount determined in accordance with regulation 17(1)(f) (applicable amounts);]

<sup>F14</sup>(h) .....

<sup>F15</sup>(2) In the case of a partner who is aged less than 18, the amount which applies in respect of that partner shall be nil unless—

- (a) that partner is treated as responsible for a child, or

<sup>F16</sup>(b) that partner is a person who—

- (i) had he not been a member of a polygamous marriage would have qualified for income support under regulation 4ZA; or

- (ii) satisfies the requirements of section 3(1)(f)(iii) of the Jobseekers Act 1995 (prescribed circumstances for persons aged 16 but less than 18); or
- (iii) is the subject of a direction under section 16 of the Jobseekers Act 1995 (persons under 18: severe hardship).]]

### Textual Amendments

- F1** Reg. 18 renumbered as reg. 18(1) (12.9.1988) by [The Income Support \(General\) Amendment No. 3 Regulations 1988 \(S.I. 1988/1228\)](#), regs. 1(1)(b), **5(a)**
- F2** Words in reg. 18(1) substituted (12.9.1988) by [The Income Support \(General\) Amendment No. 3 Regulations 1988 \(S.I. 1988/1228\)](#), regs. 1(1)(b), **5(a)**
- F3** Words in reg. 18(1) substituted (8.4.2002) by [The Social Security Amendment \(Residential Care and Nursing Homes\) Regulations 2001 \(S.I. 2001/3767\)](#), reg. 1, **Sch. Pt. I para. 4**
- F4** Words in reg. 18(1) substituted (with effect in accordance with reg. 1(2) of the amending S.I.) by [The Income Support \(General\) \(Jobseeker's Allowance Consequential Amendments\) Regulations 1996 \(S.I. 1996/206\)](#), regs. 1(1), **10(2)(a)**
- F5** Words in reg. 18(1) omitted (25.1.2010) by virtue of [The Social Security \(Miscellaneous Amendments\) \(No. 5\) Regulations 2009 \(S.I. 2009/3228\)](#), regs. 1(2), **3(2)(b)**
- F6** Words in reg. 18(1)(b) substituted (with effect in accordance with reg. 1(2) of the amending S.I.) by [The Income Support \(General\) \(Jobseeker's Allowance Consequential Amendments\) Regulations 1996 \(S.I. 1996/206\)](#), regs. 1(1), **10(2)(b)**
- F7** Words in reg. 18(1)(b) substituted (10.7.1989) by [The Family Credit and Income Support \(General\) Amendment Regulations 1989 \(S.I. 1989/1034\)](#), regs. 1(1)(a), **5**
- F8** Reg. 18(1)(c) omitted (for specified purposes and with effect in accordance with reg. 1(2)-(5) of the amending S.I.) by virtue of [The Social Security \(Working Tax Credit and Child Tax Credit\) \(Consequential Amendments\) Regulations 2003 \(S.I. 2003/455\)](#), **Sch. 1 para. 3(a)**
- F9** Words in reg. 18(1)(c) substituted (with effect in accordance with reg. 1(2) of the amending S.I.) by [The Income-related Benefits Schemes \(Miscellaneous Amendments\) \(No. 4\) Regulations 1993 \(S.I. 1993/2119\)](#), regs. 1(1)(a), **8**
- F10** Reg. 18(1)(cc) omitted (6.10.2003) by virtue of [The Social Security \(Removal of Residential Allowance and Miscellaneous Amendments\) Regulations 2003 \(S.I. 2003/1121\)](#), reg. 1, **Sch. 1 para. 3**
- F11** Reg. 18(1)(d) omitted (for specified purposes and with effect in accordance with reg. 1(2)-(5) of the amending S.I.) by virtue of [The Social Security \(Working Tax Credit and Child Tax Credit\) \(Consequential Amendments\) Regulations 2003 \(S.I. 2003/455\)](#), **Sch. 1 para. 3(a)**
- F12** Words in reg. 18(1)(f) substituted (with effect in accordance with regs.19 - 21 of the amending S.I.) by [The Loans for Mortgage Interest Regulations 2017 \(S.I. 2017/725\)](#), reg. 1(2)(a), **Sch. 5 para. 2(c)**
- F13** Reg. 18(1)(g) added (12.9.1988) by [The Income Support \(General\) Amendment No. 4 Regulations 1988 \(S.I. 1988/1445\)](#), regs. 1(1)(b), **6**
- F14** Reg. 18(1)(h) revoked (3.4.2006) by [The Social Security \(Miscellaneous Amendments\) Regulations 2006 \(S.I. 2006/588\)](#), regs. 1(5), **2(4)(b)**
- F15** Reg. 18(2) added (12.9.1988) by [The Income Support \(General\) Amendment No. 3 Regulations 1988 \(S.I. 1988/1228\)](#), regs. 1(1)(b), **5(c)**
- F16** Reg. 18(2)(b) substituted (with effect in accordance with reg. 1(2) of the amending S.I.) by [The Income Support \(General\) \(Jobseeker's Allowance Consequential Amendments\) Regulations 1996 \(S.I. 1996/206\)](#), regs. 1(1), **10(3)**

### Modifications etc. (not altering text)

- C1** Reg. 18 applied (with modifications) (S.) (6.10.2003) by [The National Health Service \(Travelling Expenses and Remission of Charges\) \(Scotland\) \(No. 2\) Regulations 2003 \(S.S.I. 2003/460\)](#), reg. 1, **sch. Pt. II Table B** (with reg. 13)

- C2** Reg. 18 applied (with modifications) (1.4.2015) by S.I. 2003/2382 (as amended by [The Care Act 2014 \(Consequential Amendments\) \(Secondary Legislation\) Order 2015 \(S.I. 2015/643\)](#), art. 1(2), **Sch. para. 21(4)(a)** (with art. 4))
- C3** Reg. 18 applied (with modifications) (6.4.2016) by S.I. 2007/1104 (as amended (W.) by [The Social Services and Well-being \(Wales\) Act 2014 \(Consequential Amendments\) \(Secondary Legislation\) Regulations 2016 \(S.I. 2016/211\)](#), reg. 1(2), **Sch. 3 para. 90**)
- C4** Reg. 18(1)(c): sum confirmed (coming into force in accordance with art. 1(3)(i) of the amending S.I.) by [The Social Security Benefits Up-rating Order 2022 \(S.I. 2022/292\)](#), arts. 1(3)(i), **21(2)(a)**

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#### **Commencement Information**

- I1** Reg. 18 in force at 11.4.1988, see [reg. 1](#)

**Status:**

Point in time view as at 11/04/2022. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the The Income Support (General) Regulations 1987, Section 18.