

SCHEDULE 1 **E+W+S**

**PART I** **E+W+S**

benefit claimed and other benefit which may be treated as if claimed in addition or in the alternative

<b>Benefit Claimed (1)</b>	<b>Alternative benefit (2)</b>
[ <sup>F1</sup> Incapacity benefit]	[ <sup>F1</sup> Severe disablement allowance.]
F2	F2
...	...
Severe disablement allowance	[ <sup>F3</sup> Incapacity benefit.]
F4	F4
...	...
[ <sup>F5</sup> Incapacity benefit for a woman]	[ <sup>F5</sup> Maternity allowance.]
Severe disablement allowance for a woman	Maternity allowance.
[ <sup>F6</sup> Employment and support allowance for a woman]	[ <sup>F6</sup> Maternity allowance.]
Maternity allowance	[ <sup>F7</sup> Incapacity benefit <sup>F8</sup> , severe disablement allowance or employment and support allowance]]
A retirement pension of any category	Widow's benefit [ <sup>F9</sup> or bereavement benefit].
A retirement pension of any category	A retirement pension of any other category [ <sup>F10</sup> , a shared additional pension][ <sup>F11</sup> or graduated retirement benefit].
[ <sup>F12</sup> An increase of incapacity benefit.]	An increase of severe disablement allowance.
Attendance allowance	An increase of disablement pension where constant attendance is needed.
An increase of disablement pension where constant attendance is needed	Attendance allowance [ <sup>F13</sup> or disability living allowance].
An increase of severe disablement allowance	[ <sup>F14</sup> An increase of incapacity benefit.]
Income support	F15
	...
	F16
	... or a [ <sup>F17</sup> carer's allowance].

In this Part of this Schedule—

- (a) references to an increase of any benefit (other than an increase of disablement pension where constant attendance is needed) are to an increase of that benefit in respect of a child or adult dependant;
- (b) “widow's benefit” means widow's benefit under Chapter I of Part II of the Social Security Act 1975 and benefit by virtue of section 39(4) of that Act corresponding to a widow's pension or a widowed mother's allowance.

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[ <sup>F18</sup> Widow's benefit][ <sup>F19</sup> or bereavement benefit]	[ <sup>F18</sup> A retirement pension of any category or graduated retirement benefit.]
[ <sup>F20</sup> Disability living allowance	Attendance allowance or an increase of disablement pension where constant attendance is needed.
Attendance allowance or an increase of disablement pension where constant attendance is needed	Disability living allowance.]
[ <sup>F21</sup> [ <sup>F22</sup> Disabled persons' tax credit]	[ <sup>F23</sup> Working families' tax credit.]
[ <sup>F23</sup> Working families' tax credit]	[ <sup>F22</sup> Disabled persons' tax credit.]]

In this Part of this Schedule—

- (a) references to an increase of any benefit (other than an increase of disablement pension where constant attendance is needed) are to an increase of that benefit in respect of a child or adult dependant;
- (b) “widow's benefit” means widow's benefit under Chapter I of Part II of the Social Security Act 1975 and benefit by virtue of section 39(4) of that Act corresponding to a widow's pension or a widowed mother's allowance.

#### Textual Amendments

- F1** Words in Sch. 1 substituted (13.4.1995) by [The Social Security \(Claims and Payments\) Amendment \(No. 2\) Regulations 1994 \(S.I. 1994/2943\)](#), regs. 1(1), **10(2)**
- F2** Words in Sch. 1 omitted (7.10.1996) by virtue of [The Social Security \(Claims and Payments\) \(Jobseekers Allowance Consequential Amendments\) Regulations 1996 \(S.I. 1996/1460\)](#), regs. 1, **2(19)(a)**
- F3** Words in Sch. 1 substituted (13.4.1995) by [The Social Security \(Claims and Payments\) Amendment \(No. 2\) Regulations 1994 \(S.I. 1994/2943\)](#), regs. 1(1), **10(4)**
- F4** Words in Sch. 1 omitted (7.10.1996) by virtue of [The Social Security \(Claims and Payments\) \(Jobseekers Allowance Consequential Amendments\) Regulations 1996 \(S.I. 1996/1460\)](#), regs. 1, **2(19)(b)**
- F5** Words in Sch. 1 substituted (13.4.1995) by [The Social Security \(Claims and Payments\) Amendment \(No. 2\) Regulations 1994 \(S.I. 1994/2943\)](#), regs. 1(1), **10(6)**
- F6** Words in Sch. 1 inserted (27.7.2008) by [The Employment and Support Allowance \(Consequential Provisions\) \(No. 2\) Regulations 2008 \(S.I. 2008/1554\)](#), regs. 1(2)(a), **24(a)**
- F7** Words in Sch. 1 substituted (13.4.1995) by [The Social Security \(Claims and Payments\) Amendment \(No. 2\) Regulations 1994 \(S.I. 1994/2943\)](#), regs. 1(1), **10(7)**
- F8** Words in Sch. 1 substituted (27.7.2008) by [The Employment and Support Allowance \(Consequential Provisions\) \(No. 2\) Regulations 2008 \(S.I. 2008/1554\)](#), regs. 1(2)(a), **24(b)**
- F9** Words in Sch. 1 Pt. I inserted (9.4.2001) by [The Social Security \(Benefits for Widows and Widowers\) \(Consequential Amendments\) Regulations 2000 \(S.I. 2000/1483\)](#), regs. 1, **9(5)(b)**
- F10** Words in Sch. 1 Pt. I inserted (6.7.2005) by [The Social Security \(Shared Additional Pension\) \(Miscellaneous Amendments\) Regulations 2005 \(S.I. 2005/1551\)](#), regs. 1(1)(a), **2(8)** (with reg. 10)
- F11** Words in Sch. 1 inserted (11.4.1988) by [The Social Security \(Claims and Payments\) Amendment Regulations 1988 \(S.I. 1988/522\)](#), regs. 1(1), **8**
- F12** Words in Sch. 1 substituted (13.4.1995) by [The Social Security \(Claims and Payments\) Amendment \(No. 2\) Regulations 1994 \(S.I. 1994/2943\)](#), regs. 1(1), **10(8)**
- F13** Words in Sch. 1 inserted (3.2.1992) by [The Social Security \(Claims and Payments\) Amendment Regulations 1991 \(S.I. 1991/2741\)](#), regs. 1(1), **25(a)(i)**
- F14** Words in Sch. 1 substituted (13.4.1995) by [The Social Security \(Claims and Payments\) Amendment \(No. 2\) Regulations 1994 \(S.I. 1994/2943\)](#), regs. 1(1), **10(9)**
- F15** Words in Sch. 1 omitted (16.11.1992) by virtue of [The Social Security \(Miscellaneous Provisions\) Amendment \(No. 2\) Regulations 1992 \(S.I. 1992/2595\)](#), regs. 1(1)(a), **7**

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- F16** Words in Sch. 1 omitted (6.4.1992) by virtue of The Social Security (Claims and Payments) Amendment Regulations 1991 (S.I. 1991/2741), regs. 1(1), **25(a)(ii)**
- F17** Words in Sch. 1 Pt. I substituted (1.4.2003) by The Social Security Amendment (Carers Allowance) Regulations 2002 (S.I. 2002/2497), reg. 1(b), Sch. 2 paras. 12
- F18** Words in Sch. 1 inserted (5.12.1990) by The Social Security (Miscellaneous Provisions) Amendment Regulations 1990 (S.I. 1990/2208), regs. 1(1)(c), **14**
- F19** Words in Sch. 1 Pt. I inserted (9.4.2001) by The Social Security (Benefits for Widows and Widowers) (Consequential Amendments) Regulations 2000 (S.I. 2000/1483), regs. 1, **9(5)(a)**
- F20** Words in Sch. 1 inserted (3.2.1992) by The Social Security (Claims and Payments) Amendment Regulations 1991 (S.I. 1991/2741), regs. 1(1), **25(b)**
- F21** Words in Sch. 1 inserted (3.2.1992) by The Social Security (Claims and Payments) Amendment Regulations 1991 (S.I. 1991/2741), regs. 1(1), **25(c)**
- F22** Words in Sch. 1 Pt. I substituted (with effect in accordance with reg. 1(2) of the amending S.I.) by The Tax Credits (Claims and Payments) (Amendment) Regulations 1999 (S.I. 1999/2572), regs. 1(1), 25, **Sch. Pt. VI**
- F23** Words in Sch. 1 Pt. I substituted (with effect in accordance with reg. 1(2) of the amending S.I.) by The Tax Credits (Claims and Payments) (Amendment) Regulations 1999 (S.I. 1999/2572), regs. 1(1), 24, **Sch. Pt. V**

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