
STATUTORY INSTRUMENTS

1991 No. 1033

SOCIAL SECURITY

**The Income Support (General)
Amendment (No. 3) Regulations 1991**

<i>Made</i>	- - - -	<i>17th April 1991</i>
<i>Laid before Parliament</i>		<i>25th April 1991</i>
<i>Coming into force</i>	- -	<i>20th May 1991</i>

The Secretary of State for Social Security, in exercise of the powers conferred by section 22(1) and (4) and 84(1) of the Social Security Act 1986⁽¹⁾ and section 166(1) to (3A) of the Social Security Act 1975⁽²⁾ and of all other powers enabling him in that behalf, and after agreement by the Social Security Advisory Committee that proposals to make these Regulations should not be referred to it⁽³⁾ hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Income Support (General) Amendment (No. 3) Regulations 1991 and shall come into force on 20th May 1991.

(2) In these Regulations “the General Regulations” means the Income Support (General) Regulations 1987⁽⁴⁾

Amendment of regulation 19 of the General Regulations

2. In regulation 19 of the General Regulations (applicable amounts for persons in residential care and nursing homes) after paragraph (1) there shall be inserted the following paragraph—

“(1ZA) A person to whom paragraph (1) applies shall be treated as not being severely disabled.”.

(1) 1986 c. 50; section 84(1) is an interpretation provision and is cited because of the meanings assigned to the words “prescribed” and “regulations”.

(2) 1975 c. 14; section 166(3A) was inserted by section 62 of the Social Security Act 1986 and section 166(1) to (3A) is applied by section 83(1) of that Act.

(3) See the Social Security Act 1986, section 61(1)(b) and (10); the Social Security Act 1989 (c. 24), Schedule 8, added a definition of “regulations” to section 61(10) of the Social Security Act 1986.

(4) S.I. 1987/1967; the relevant amending instruments are S.I. 1988/663 and 1989/1678.

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Amendment of regulation 21 of the General Regulations

3. In regulation 21 of the General Regulations (special cases) after paragraph (1) there shall be inserted the following paragraph—

“(1A) Except where the amount prescribed in Schedule 7 in respect of a person to whom paragraph (1) applies includes an amount applicable under regulation 17(1)(d) or 18(1)(e), a person to whom paragraph (1) applies shall be treated as not being severely disabled.”.

Signed by authority of the Secretary of State for Social Security.

17th April 1991

Nicholas Scott
Minister of State,
Department of Social Security

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations further amend the Income Support (General) Regulations 1987 by providing for a person in a residential care or nursing home and, with certain exceptions, for a person whose applicable amount is determined under Schedule 7 to those Regulations to be treated as not being severely disabled (regulations 2 and 3).