

## STATUTORY INSTRUMENTS

# 1991 No. 2890

## The Social Security (Disability Living Allowance) Regulations 1991

### PART III

#### CARE COMPONENT

#### **[<sup>F1</sup>Adjustment of allowance where medical expenses are paid from public funds under war pensions instruments**

**10A.**—(1) In this regulation—

“article 25B” means article 25B of the Personal Injuries (Civilians) Scheme 1983 (medical expenses) and includes that article as applied by article 48B of that Scheme;

“article [<sup>F2</sup> 21 ]” means article [<sup>F2</sup> 21 ] of the Naval, Military and Air Forces etc. (Disablement and Death) Service Pensions Order [<sup>F3</sup> 2006 ] (medical expenses);

and in this regulation and regulation 10B “relevant accommodation” means accommodation provided as a necessary ancillary to nursing care where the medical expenses involved are wholly borne by the Secretary of State pursuant to article 25B or article [<sup>F2</sup>21].

(2) This regulation applies where a person is provided with relevant accommodation.

(3) Subject to regulation 10B, where this regulation applies and there are payable in respect of a person both a payment under article 25B or article [<sup>F4</sup>21] and a disability living allowance which is attributable to the care component, the allowance, in so far as it is so attributable, shall be adjusted by deducting from it the amount of the payment under article 25B or article [<sup>F4</sup>21], as the case may be, and only the balance shall be payable.]

#### **Textual Amendments**

- F1** Reg. 10A and 10B inserted (1.8.1994) by [S.I. 1994/1779](#) reg. 3(4)
- F2** Word in reg. 10A(1) substituted (8.4.2013) by [The Social Security \(Disability Living Allowance, Attendance Allowance and Carers Allowance\) \(Amendment\) Regulations 2013](#) (S.I. 2013/389), regs. 1(2), [4\(9\)\(a\)\(i\)](#)
- F3** Word in reg. 10A(1) substituted (8.4.2013) by [The Social Security \(Disability Living Allowance, Attendance Allowance and Carers Allowance\) \(Amendment\) Regulations 2013](#) (S.I. 2013/389), regs. 1(2), [4\(9\)\(a\)\(ii\)](#)
- F4** Word in reg. 10A(3) substituted (8.4.2013) by [The Social Security \(Disability Living Allowance, Attendance Allowance and Carers Allowance\) \(Amendment\) Regulations 2013](#) (S.I. 2013/389), regs. 1(2), [4\(9\)\(b\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Disability Living Allowance) Regulations 1991, Section 10A.