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STATUTORY INSTRUMENTS

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**1991 No. 587**

**HOUSING, ENGLAND AND WALES  
HOUSING, SCOTLAND  
SOCIAL SECURITY**

**The Housing Benefit and Community  
Charge Benefit (Subsidy) Order 1991**

*Made* - - - - *11th March 1991*  
*Laid before Parliament* *11th March 1991*  
*Coming into force* - - *1st April 1991*

The Secretary of State for Social Security, with the consent of the Treasury<sup>(1)</sup>, in exercise of the powers conferred by sections 30(2), (2ZA), (2A), (3), (11) and 31F(2) to (5A) of the Social Security Act 1986<sup>(2)</sup> and section 166(1) to (3A) of the Social Security Act 1975<sup>(3)</sup> and of all other powers enabling him in that behalf, after consultation, in accordance with section 61(7) of the Social Security Act 1986, with organisations appearing to him to be representative of the authorities concerned, hereby makes the following Order:

**PART I  
GENERAL**

**Citation, commencement and interpretation**

**1.—(1)** This Order which may be cited as the Housing Benefit and Community Charge Benefit (Subsidy) Order 1991 shall come into force on 1st April 1991.

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- (1) See section 83(5) of the Social Security Act 1986 (c. 50).  
(2) 1986 c. 50; section 30(2) was amended by the Local Government and Housing Act 1989 (c. 42), sections 81(1) and 88(3) and by regulation 3 of S.I. 1988/458. Section 30(2ZA) was inserted by the Social Security Act 1990 (c. 27), Schedule 6, paragraph 19. Section 30(2A) was inserted by section 15 of the Social Security Act 1989 (c. 24). Section 30(11) was added by the Social Security Act 1988 (c. 7), Schedule 4, paragraph 20. Section 31F was inserted by the Local Government Finance Act 1988 (c. 41), Schedule 10, paragraph 6. Section 31F(3) was inserted by the Social Security Act 1990 (c. 27), Schedule 6, paragraph 21(1), and section 31(5A) was inserted by the Social Security Act 1990, Schedule 6, paragraph 21(2).  
(3) 1975 c. 14; section 166(1) to (3A) is applied by section 83(1) of the Social Security Act 1986.

(2) In this Order, reference to a numbered article or Schedule is to the article in, or Schedule to this Order bearing that number and, unless the context otherwise requires, reference in an article or a Schedule to a numbered paragraph is to the paragraph bearing that number in that article or that Schedule.

## PART II

### HOUSING BENEFIT SUBSIDY

#### Interpretation

2.—(1) In this Part of this Order, unless the context otherwise requires—

“the Act” means the Social Security Act 1986;

“allowance” means a rent allowance;

“authority” means a housing, rating or local authority or, as the case may be, in Scotland, a levying authority;

“board and lodging accommodation” means—

(a) accommodation provided for a change which is inclusive of the provision of that accommodation and at least some cooked or prepared meals which are both cooked or prepared and consumed in that accommodation or associated premises; or

(b) accommodation provided in a hotel, guest house, lodging house or some similar establishment,

but it does not include accommodation in a residential care home or nursing home within the meaning of regulation 19(3) of the Income Support (General) Regulations 1987<sup>(4)</sup> nor in a hostel within the meaning of regulation 12A of the Housing Benefit Regulations<sup>(5)</sup>.

“housing benefit subsidy” means subsidy under section 30(1) or (1A) of the Act (rate rebate, rent rebate, rent allowance and community charge rebate subsidy)<sup>(6)</sup>;

“rebate” means a rent, rate or community charge rebate excluding, in the case of England and Wales, any Housing Revenue Account rebates<sup>(7)</sup>;

“relevant date” has the same meaning as in Schedule 5;

“relevant year” means the year ending 31st March 1991;

“scheme” means the housing benefit scheme as defined in section 28 of the Act;

“the Housing Benefit Regulations” means the Housing Benefit (General) Regulations 1987<sup>(8)</sup>;

“the Rent Officers Order” means the Rent Officers (Additional Functions) Order 1990<sup>(9)</sup> or, as the case may be, the Rent Officers (Additional Functions) (Scotland) Order 1990<sup>(10)</sup>;

“the Scottish Regulations” means the Housing Benefit (Community Charge Rebates) (Scotland) Regulations 1988<sup>(11)</sup>;

“termination date” has the same meaning as in Schedule 5;

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(4) S.I. 1987/1967; relevant amending instruments are S.I. 1986/663, 1445, 2022 and 1989/1678.

(5) Regulation 12A was inserted by regulation 5 of S.I. 1990/546.

(6) Section 30(1A) was inserted by regulation 5(b) of S.I. 1988/1483.

(7) See the definition of “relevant benefit” added to section 30(2) of the Social Security Act 1986 (c. 50) by the Local Government and Housing Act 1989 (c. 42), section 81(1).

(8) S.I. 1987/1971, amended by S.I. 1988/661, 909, 1444, 1843, 1971, 1989/43, 416, 566, 1017, 1322, 1990/546, 671, 1549, 1657 and 1775.

(9) S.I. 1990/428.

(10) S.I. 1990/396.

(11) S.I. 1988/1890, amended by 1989/43, 361 and 972, 1990/127.

and other expressions shall have the same meaning as in the Housing Benefit Regulations or, as the case may be, the Scottish Regulations;

(2) In this Part of this Order—

“housing benefit qualifying expenditure” means the total of rebates and allowances granted by the authority during the relevant year, less—

- (a) the deductions specified in article 13; and
- (b) where, under sub-section (6) of section 28 of the Act<sup>(12)</sup> (arrangements for housing benefit), the authority has modified any part of the scheme administered by it, any amount by which the total of the rebates or allowances which it granted under the scheme during the relevant year exceeds the total of those which it would have granted if the scheme had not been so modified.

### **Amount of housing benefit subsidy**

3. The amount of an authority’s housing benefit subsidy for the relevant year—

- (a) for the purposes of section 30(2) of the Act (subsidy in respect of rebates or allowances) shall be the amount or total of the amounts calculated in accordance with article 4;
- (b) for the purposes of section 30(3) of the Act (subsidy in respect of the costs of administering housing benefit) may include an additional sum in respect of the cost of administering housing benefit calculated in accordance with Schedule 1.

### **Rebates and allowances**

4.—(1) For the purposes of section 30(2) of the Act, an authority’s housing benefit subsidy for the relevant year shall, subject to paragraph (2), be—

- (a) in the case of an authority to which articles 5, 6, 7, 8, 9, 10 and 11 do not apply, 97 per cent. of its housing benefit qualifying expenditure;
- (b) in the case of an authority to which at least one of those articles is relevant an amount equal to the aggregate of—
  - (i) 97 per cent. of so much of its housing benefit qualifying expenditure as remains after deducting from total qualifying expenditure the amount of expenditure attributable to the rebates or allowances to which each of those articles which is relevant applies; plus
  - (ii) the appropriate amount calculated in respect of the rebates or allowances under each such article,

plus in each case, the addition where applicable, under article 12.

(2) Where the authority is the Scottish Homes or a new town corporation in Scotland, its housing benefit subsidy for the relevant year shall include a further sum being—

- (a) in the case of an authority to which sub-paragraph (a) of paragraph (1) applies, 3.5 per cent. of its housing benefit qualifying expenditure but subject to the relevant maximum specified in column (2) of Schedule 3; or
- (b) in the case of an authority to which sub-paragraph (b) of paragraph (1) applies, 3.5 per cent. of so much of its housing benefit qualifying expenditure as remains after the deductions set out in paragraph (1)(b)(i), but subject to the relevant maximum specified in column (2) of Schedule 3.

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(12) Section 28(6) allows modifications of the housing benefit scheme so as to provide for the disregard from income of a war disablement pension or a war widow’s pension.

### Backdated payments

5.—(1) Subject to paragraph (2), where—

- (a) during the relevant year an authority has, under paragraph (15) of regulation 72 of the Housing Benefit Regulations or, as the case may be, paragraph (18) of regulation 59 of the Scottish Regulations or paragraph (7) of article 2 of the Community Charge Benefits (Transitional) Order 1989<sup>(13)</sup> (time and manner in which claims are to be made), treated any claim for a rebate or allowance as made on a day earlier than that on which it is made; and
- (b) any part of that authority's housing benefit qualifying expenditure is attributable to such earlier period,

for the purposes of article 4(1)(b)(ii), the appropriate amount for the relevant year in respect of such part shall be 25 per cent. of the housing benefit qualifying expenditure so attributable.

(2) This article shall not apply in a case to which article 9 applies.

### Disproportionate rent increase

6.—(1) Subject to paragraphs (5) and (6), where the average rent increase of an authority's Category A tenants is greater than the average rent increase of their Category B tenants, for the purposes of article 4(1)(b)(ii), the appropriate amount for such part of the housing benefit qualifying expenditure as is attributable to rent rebates granted during the relevant year shall be 25 per cent of that portion of the housing benefit qualifying expenditure as is determined in accordance with paragraph (3).

(2) For the purposes of paragraph (1), the average rent increase shall be determined by comparing the average rent of Category A tenants or, as the case may be, Category B tenants on the first relevant date with their average rent on the second relevant date.

(3) For the purposes of paragraph (1), the portion of the housing benefit qualifying expenditure shall be determined in accordance with the formula—

$$A - \left( A \times \frac{B}{C} \right)$$

Where—

A is the total of rent rebates granted by the authority to Category A tenants and other tenants during the relevant year but shall not include any amount of expenditure attributable to rebates awarded in respect of amounts paid under section 35(2)(b) of the Housing (Scotland) Act 1987<sup>(14)</sup> for accommodation which is board and lodging accommodation;

B is the amount calculated in accordance with the formula—

$$\frac{D}{E} \times 100$$

C is the amount calculated in accordance with the formula—

$$\frac{F}{G} \times 100$$

D is the average rent for Category B tenants on the second relevant date;

E is the average rent for Category B tenants on the first relevant date;

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(13) S.I. 1989/1322.

(14) 1987 c. 26.

F is the average rent for Category A tenants on the second relevant date;

G is the average rent for Category A tenants on the first relevant date.

(4) In this article—

“average” means the arithmetic mean;

“Category A tenants” means tenants of the authority who on the first and second relevant dates are in receipt of rent rebates and reside at the same address on both dates, but shall not include a person required to pay an amount to an authority under section 35(2)(b) of the Housing (Scotland) Act 1987 for accommodation which is board and lodging accommodation;

“Category B tenants” means tenants of the authority who are not in receipt of rent rebates on the first and second relevant dates but reside at the same address on both dates, but shall not include a person required to pay an amount to an authority under section 35(2)(b) of the Housing (Scotland) Act 1987 for accommodation which is board and lodging accommodation;

“first relevant date” means a date, other than a day falling in a rent free period, determined by the authority occurring in March 1989; and

“second relevant date” means the same date occurring in March 1991 but if that date falls in a rent free period the nearest date in March 1991 to that date which is not in a rent free period;

“rent” means either—

(a) the payments specified in sub-paragraphs (a) to (j) in paragraph (1) of regulation 10 of the Housing Benefit Regulations (rent); or

(b) the eligible rent,

as the authority may determine, provided that wherever the expression “rent” occurs in paragraphs (1) to (3) it has the same meaning throughout.

(5) This article shall not apply in a case to which article 9 applies.

(6) In England and Wales this article shall only apply to rent rebate expenditure granted by new town corporations and the Development Board for Rural Wales.

### **Treatment of high rents**

7.—(1) Subject to paragraphs (3) and (4), where any part of the housing benefit qualifying expenditure of an authority within an area listed in column 1 of Schedule 4 is attributable to any allowance granted in respect of a person whose weekly eligible rent exceeds the threshold specified in relation to that area in column 2 of that Schedule, for the purposes of article 4(1)(b)(ii), the appropriate amount in respect of that allowance shall be calculated in accordance with paragraph (2).

(2) Where paragraph (1) applies—

(a) if the allowance granted is the same as or is less than the excess of eligible rent over the threshold, the appropriate amount shall be 25 per cent. of that part of the housing benefit qualifying expenditure attributable to such allowance.

(b) if the allowance granted is greater than the excess of the eligible rent over the threshold, the appropriate amount shall be 25 per cent. of that part of the housing benefit qualifying expenditure attributable to such allowance which is equal to the excess, and 97 per cent. of that part of the housing benefit qualifying expenditure attributable to the balance.

(3) Paragraph (1) shall not apply to an allowance payable by an authority in respect of rents which exceed the threshold—

(a) which are registered in respect of a dwelling under Part IV, V or VI of the Rent Act 1977<sup>(15)</sup> or Part V, VI, or VII of the Rent (Scotland) Act 1984<sup>(16)</sup> or which have been

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(15) 1977 c. 42.

- determined by a rent assessment committee in respect of a dwelling under Part I of the Housing Act 1988(17) or Part II of the Housing (Scotland) Act 1988(18); or
- (b) which have been referred to the rent officer under the Rent Act 1977 or the Rent (Scotland) Act 1984 but not registered by him because he is satisfied that the rent is at or below the fair rent level; or
  - (c) where the relevant tenancy is one to which, before 15th January 1989, the provisions of sections 56 to 58 of the Housing Act 1980(19) (assured tenancies) applied; or
  - (d) where the relevant dwelling is situated within the area of a housing action trust establishment under Part III of the Housing Act 1988(20) (Housing Action Trust Areas); or
  - (e) where the dwelling is an excluded tenancy by virtue of paragraphs 3 or 10 of Schedule 1A to the Housing Benefit Regulations(21) (excluded tenancies).
- (4) This article shall not apply in a case to which article 8 or 9 applies.

### **Rent officers' determinations**

8.—(1) Where this article applies, in respect of that part of the housing benefit qualifying expenditure which is attributable to allowances granted for the period beginning on the relevant date and ending on the termination date, the appropriate amount, for the purposes of article 4(1)(b)(ii), shall be calculated in accordance with Schedule 5.

- (2) This article applies where—
- (a) an authority applies to a rent officer for a determination to be made under the Rent Officers Order in relation to dwelling; and
  - (b) the officer makes a determination under that Order.

(3) Except where paragraph (4) applies, this article applies where an authority is required to apply for a determination in relation to a dwelling during the relevant year under regulation 12A of the Housing Benefit Regulations(22) (requirement to refer to rent officers) which a rent officer would be required to make, but the authority fails to apply for the determination.

- (4) This article applies where—
- (a) the dwelling (A) is in a hostel; and
  - (b) by virtue of regulation 12A(2) of the Housing Benefit Regulations an application for a determination in respect of that dwelling (A) is not required because the dwelling is regarded as similar to another dwelling (B) in that hostel in respect of which a determination has been made, and in such a case the determination made in respect of dwelling (B) shall, for the purposes of this article, be treated as if it were a determination in respect of dwelling (A).

(5) This article applies where a rent officer has made a determination in respect of a tenancy of a dwelling and by virtue of paragraph 2 of Schedule 1A to the Housing Benefit Regulations(23) (excluded tenancies) a new determination is not required in respect of another tenancy of the dwelling, and in such a case the determination made shall, for the purposes of this article, be treated as if it were a determination made in respect of that tenancy.

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(16) 1984 c. 58.

(17) 1988 c. 50.

(18) 1988 c. 43.

(19) 1980 c. 51; sections 56 to 58 were partially repealed by section 140 of, and Schedule 18 to, the Housing Act 1988 c. 50

(20) 1988 c. 50.

(21) Schedule 1A was inserted by regulation 13 of S.I. 1990/546.

(22) Regulation 12A was inserted by regulation 5 of S.I. 1990/546.

(23) Schedule 1A was inserted by regulation 13 of S.I. 1990/546.

(6) Where a determination as to the rent which a landlord might reasonably be expected to obtain in respect of a dwelling is made by a rent assessment committee following a determination made by a rent officer under paragraph 1 of Schedule 1 to the Rent Officers Order, this article shall cease to apply in so far as it relates to a determination made by a rent officer under paragraph 1 of Schedule 1 to the Rent Officers Order from the date on which the rent assessment committee's determination takes effect.

### **Treatment of certain residential accommodation**

9. Where any part of an authority's housing benefit qualifying expenditure is attributable to rebates or allowances granted under the Social Security and Housing Benefits Act 1982(24) to persons in respect of accommodation provided under—

- (a) sections 21 to 24 and 26 of the National Assistance Act 1948(25) (provision of accommodation); or
- (b) section 21(1) of and paragraph 1 or 2 of Schedule 8 to the National Health Service Act 1977(26) (prevention, care and after-care); or
- (c) section 59 of the Social Work (Scotland) Act 1968(27) (provision of residential and other establishments) where board is available to the claimant,

for the purposes of article 4(1)(b)(ii), the appropriate amount for the relevant year shall be 90 per cent. of the housing benefit qualifying expenditure so attributable.

### **Homeless cases**

10.—(1) Where any part of an authority's housing benefit qualifying expenditure is attributable to a rebate granted in respect of the amount which a person is required to pay to an authority under section 69(2)(b) of the Housing Act 1985(28) or section 35(2)(b) of the Housing (Scotland) Act 1987(29), as the case may be, for board and lodging accommodation made available to that person, and the amount of weekly eligible rent exceeds the appropriate maximum amount specified in column (2) of Schedule 6 for the area in which the accommodation is situated, for the purposes of article 4(1)(b)(ii), the appropriate amount shall be—

- (a) if the rebate granted is the same as or less than the difference between the weekly eligible rent and the appropriate maximum amount, nil per cent. of that part of the housing benefit qualifying expenditure attributable to such rebate;

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(24) 1982 c. 24.

(25) 1948, c. 29; section 21 was amended by the Local Government Act 1972 (c. 70), Schedule 23 paragraphs 1 and 2 and Schedule 30; the National Health Service Reorganisation Act 1973 (c. 32), Schedule 4, paragraph 44 and Schedule 5; the Housing (Homeless Persons) Act 1977 (c. 48), Schedule; and the National Health Service Act 1977 (c. 49), Schedule 15, paragraph 5. Section 22 was amended by the Social Work (Scotland) Act 1968 (c. 49), section 87(4) and Schedule 9, Part I; the Supplementary Benefits Act 1976 (c. 71) Schedule 7, paragraph 3; the Housing (Homeless Persons) Act 1977 (c. 48), Schedule; the Social Security Act 1980 (c. 30), section 20, Schedule 4, paragraph 2(1) and Schedule 5, Part II the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), section 20(1)(a) and the Social Security Act 1986 (c. 50), section 86 and Schedule 10, Part II, paragraph 32. Section 24 was amended by the National Assistance (Amendment) Act 1959 (c. 30), section 1(1); the National Health Service (Scotland) Act 1972 (c. 58), Schedule 6, paragraph 82; the Local Government Act 1972 (c. 70), Schedule 23, paragraph 2; the National Health Reorganisation Act 1973 (c. 32), Schedule 4, paragraph 45 and the Housing (Homeless Persons) Act 1977 (c. 48), Schedule. Section 26 was amended by the Health Services and Public Health Act 1968 (c. 46), section 44 and Schedule 4 and the Social Work (Scotland) Act 1968 (c. 49), Schedule 9, Part I and applied by section 87(3); the Local Government Act 1972 (c. 70), Schedule 23, paragraph 2; the Housing (Homeless Persons) Act 1977 (c. 48), Schedule and the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), section 20(1)(b).

(26) 1977 c. 49; paragraphs 1 and 2 of Schedule 8 were amended by section 30 Schedule 10, Part I of the Health and Social Services and Social Security Adjudications Act 1983 (c. 41); paragraph 1 was also amended by the Education Reform Act 1988 (c. 40) section 237 and Schedule 12 Part I, paragraph 22; paragraph 2 was also amended by section 148, Schedule 4 of the Mental Health Act 1983 (c. 20).

(27) 1968 c. 49.

(28) 1985 c. 68.

(29) 1987 c. 26.

- (b) if the rebate granted is greater than the difference between the weekly eligible rent and the appropriate maximum amount, nil per cent. of that part of the housing benefit qualifying expenditure attributable to such rebate which is equal to the excess, and 97 per cent. of that part of the housing benefit qualifying expenditure attributable to the balance.

(2) In paragraph (1) the appropriate maximum amount shall be determined in accordance with the formula

$$(A \times B) \div C$$

Where—

A is the weekly amount specified in column (2) of Schedule 6 for the area in which the accommodation is situated specified in column (1) of that Schedule;

B is the number equal to the number of persons aged 11 or over in respect of whom the accommodation has been made available; and

C is the product of £6.30 multiplied by the number equal to the number of persons aged under 11 in respect of whom the accommodation has been made available.

### **Overpayment of rebates or allowances**

**11.**—(1) Where any part of an authority's housing benefit qualifying expenditure is attributable to an overpayment of rebates or allowances made and discovered in the relevant year, for the purposes of article 4(1)(b)(ii), the appropriate amount for the year in respect of such part shall be calculated in accordance with paragraph (2).

(2) The appropriate amount shall be—

- (a) in the case of an overpayment caused by an error of the authority making the payment 15 per cent. of that part of the housing benefit qualifying expenditure attributable to the overpayment; and
- (b) in the case of an overpayment caused by official error, 97 per cent. of that part of the housing benefit qualifying expenditure attributable to the overpayment as has not been recovered by the authority and nil per cent. of that part of the housing benefit qualifying expenditure attributable to the overpayment as has been recovered by the authority; and
- (c) in the case of a technical overpayment, 15 per cent. of that part of the housing benefit qualifying expenditure attributable to the overpayment for a period not exceeding 2 benefit weeks beginning on the benefit week after week in which the change of circumstances is disclosed to the authority and thereafter nil per cent. of the housing benefit qualifying expenditure attributable to the overpayment; and
- (d) in the case of any other overpayment, 25 per cent. of that part of the housing benefit qualifying expenditure attributable to the overpayment.

(3) In paragraph 2(b) “overpayment caused by official error” means an overpayment caused by a mistake made or something done or omitted to be done by an officer of the Department of Social Security or the Department of Employment, acting as such, or a decision of an adjudication officer, social security appeal tribunal or Social Security Commissioner appointed in accordance with section 97 of the Social Security Act 1975<sup>(30)</sup> (adjudication by adjudication officers, social security appeal tribunals and Commissioners) where the claimant, a person acting on his behalf or any other person to whom the payment is made did not cause or materially contribute to that mistake, act or omission.

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<sup>(30)</sup> 1975 c. 14. Subsections 97(1)-(2E) were substituted for subsections 97(1) and (2) by Health and Social Services and Social Security Adjudications Act 1983 (c. 41), Schedule 8, paragraph 2; in subsection 97(3) a word was inserted by the Social Security Act 1979 (c. 18), section 9(1) and words were substituted by the Social Security Act 1980 (c. 30), section 12.



(4) In paragraph (2)(c) “technical overpayment” means that part of an overpayment which occurs as a result of a rebate being granted in advance and a change in circumstances reduces or eliminates entitlement to that rebate beginning on the benefit week following the week in which the change is disclosed to the authority.

(5) This article shall not apply to that part of any rebate or allowance to which paragraph 15 of regulation 72 of the Housing Benefit Regulations or, as the case may be, paragraph (18) of regulation 59 of the Scottish Regulations or paragraph (7) of article 2 of the Community Charge Benefits (Transitional) Order 1989<sup>(31)</sup> (time and manner in which claims are to be made) applies.

### **Addition to housing benefit subsidy**

**12.**—(1) The addition referred to in article 4(1) shall be of the following amounts where—

- (a) following the loss, destruction or non-receipt, or alleged loss, destruction or non-receipt of original instruments of payment, an authority makes duplicate payments and the original instruments have been or are subsequently encashed, an amount equal to 25 per cent. of the amount of the duplicate payments;
- (b) subject to paragraph (2) during the relevant year it is discovered that an overpayment of rebate or allowance has been made in either or both the years ending 31st March 1989 and 31st March 1990, as the case may be, and an amount equal is to be deducted under article 13 in relation to that overpayment, an amount equal to—
  - (i) in the case of an overpayment caused by an error of the authority making the payment 15 per cent. of the overpayment;
  - (ii) in the case of an overpayment caused by official error within the meaning of article 11(3), 97 per cent. of so much of the overpayment as has not been recovered by the authority and nil per cent. of the overpayment which has been recovered by the authority; or
  - (iii) in the case of a technical overpayment within the meaning of article 11(4), 15 per cent. of the overpayment for a period not exceeding 2 benefit weeks, beginning on the benefit week after the week in which the change of circumstances is disclosed to the authority and thereafter nil per cent. of the overpayment;
  - (iv) in the case of any other overpayment, 25 per cent. of the overpayment.

(2) The amount under paragraph (1)(b) shall not include an amount in relation to an overpayment of community charge rebate made in the year ending 31st March 1990 but discovered in the relevant year as a result of a reduction in the amount of a person is liable to pay in consequence of regulations made under section 9A of the Abolition of Domestic Rates Etc (Scotland) Act 1987<sup>(32)</sup> (reduced liability for personal community charge).

### **Deductions to be made in calculating housing benefit subsidy in respect of rebates or allowances**

**13.**—(1) The deductions referred to in article 2(2) are, subject to paragraph (2), to be of the following amounts where—

- (a) a tenant of an authority, who is in receipt of a rent rebate, while continuing to occupy, or when entering into occupation of, a dwelling as his home, either under his existing tenancy agreement or by entering into a new tenancy agreement—

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<sup>(31)</sup> S.I. 1989/1322.

<sup>(32)</sup> 1987 c. 47. Section 9A was inserted by section 143 of the Local Government and Housing Act 1989 (c. 42).

- (i) is during, or was at any time prior to, the relevant year able to choose whether or not to be provided with any services, facilities or rights and chooses or chose to be so provided; or
  - (ii) is during, or was at any time prior to, the relevant year able to choose either to be provided with any services or facilities or, whether or not in return for an award or grant from the authority, to provide such services or facilities for himself; or
  - (iii) would be able during, or would have been able at any time prior to, the relevant year to exercise the choice set out in sub-paragraph (i) or (ii) of this paragraph if he were not or had not at that time been in receipt of a rent rebate,
- the amounts attributable during the relevant year to such services, facilities or rights whether they are or would be expressed as part of the sum fixed as rent, otherwise reserved as rent or expressed as an award or grant from the authority;
- (b) during the relevant year a person becomes entitled to a rent-free period which has not been, or does not fall to be, taken into account in calculating the amount of rent rebate to which he is entitled under the Housing Benefit Regulations, the amount of rebate which is or was payable to him in respect of such rent free period;
    - (i) made to a tenant for a reason unrelated to the fact that he is a tenant;
    - (ii) made under a statutory obligation;
    - (iii) made under section 137 of the Local Government Act 1972<sup>(33)</sup> (power of local authorities to incur expenditure for expenditure for certain purposes not otherwise authorised);
    - (iv) except where sub-paragraph (a)(ii) applies, made as reasonable compensation for reasonable repairs or redecoration the tenant has, or has caused to be, carried out whether for payment or not and which the authority would otherwise have carried out or have been required to carry out; or
    - (v) of a reasonable amount made as compensation for loss, damage or inconvenience of a kind which occurs only exceptionally suffered by the tenant by virtue of his occupation of his home;
  - (d) during the relevant year the weekly amount of rebate or allowance is increased under paragraph (8) of regulation 69 of the Housing Benefit Regulations or, as the case may be, regulation 57 of the Scottish Regulations (calculations of weekly amounts), the amount of such increase;
  - (e) during the relevant year it is discovered that a payment of community charge rebate has been overpaid in the relevant year as a result of the reduction in the amount a person is liable to pay in consequence of regulations made under section 9A of the Abolition of Domestic Rates Etc (Scotland) Act 1987, the amount of the overpayment;
  - (f) during the relevant year it is discovered that a rebate or allowance has been paid under the Social Security and Housing Benefits Act 1982<sup>(34)</sup> in excess of entitlement, the amount of such overpayment;
  - (g) during the relevant year an amount is recovered in relation to an overpayment of a rebate or allowance which was caused by official error within the meaning of article 11(3) where the overpayment had occurred and been discovered in a year earlier than the relevant year, the amount so recovered;

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<sup>(33)</sup> 1972 c. 70; section 137 was amended by the Local Government (Miscellaneous Provisions) Act 1982 (c. 30), section 44; the Local Government Finance Act 1982 (c. 32), section 34, Schedule 5, paragraph 5; and by the Local Government Act 1986 (c. 10), section 3.

<sup>(34)</sup> 1982 c. 24.

- (h) during the relevant year it is discovered that an overpayment of rebate or allowance has been made in either of or both the years ending 31st March 1989 and 31st March 1990, as the case may be the amount of such overpayment, but only to the extent that—
- (i) the amount of the overpayment or any part of it has not been deducted from qualifying expenditure under article 3 of the Housing Benefit Subsidy Order 1989<sup>(35)</sup> or of the Housing Benefit Subsidy Order 1990<sup>(36)</sup>; and
  - (ii) the amount of the overpayment or any part of it does not include an amount to which paragraph (15) of regulation 72 of the Housing Benefit Regulations or, as the case may be, paragraph (18) of regulation 59 of the Scottish Regulations (time and manner in which claims are to be made) applied.

(2) Where in relation to any amount of a rebate or allowance a deduction falls to be made under two or more sub-paragraphs of paragraph (1) only the higher or highest or, where the amounts are equal, only one amount, shall be deducted.

### **Modification of housing benefit subsidy on payments in excess of entitlement**

**14.**—(1) Notwithstanding any provision made under the Social Security and Housing Benefits Act 1982 in respect of housing benefit paid in excess of entitlement, where an overpayment of benefit to which any such provision applies under that Act in a certificated case is discovered in the relevant year, an authority's housing benefit subsidy in respect of such a payment shall be calculated as set out in paragraph (2).

- (2) The amount of that subsidy shall be—
- (a) in the case of an overpayment caused by an error of the authority making the payment, 15 per cent. of the overpayment; and
  - (b) in the case of an overpayment caused by official error within the meaning of article 11(3), 97 per cent. of so much of the overpayment as has not been recovered by the authority; and
  - (c) in the case of any other overpayment, 25 per cent. of the overpayment.

(3) In paragraph (1) “certificated case” has the meaning assigned to that expression by regulation 2(1) of the Housing Benefits Regulations 1985<sup>(37)</sup> (interpretation) as previously in force.

## **PART III**

### **COMMUNITY CHARGE BENEFIT SUBSIDY**

#### **Interpretation**

**15.**—(1) In this Part of this Order, unless the context otherwise requires—

“the Act” means the Social Security Act 1986<sup>(38)</sup>;

“appropriate authority” means a charging authority to which 31B(2) of the Act (arrangements for benefits) refers or, as the case may be, in Scotland, a levying authority to which section 31B(3) of the Act refers<sup>(39)</sup>;

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<sup>(35)</sup> S.I. 1989/607.

<sup>(36)</sup> S.I. 1990/785.

<sup>(37)</sup> S.I. 1985/677.

<sup>(38)</sup> 1986 c. 50.

<sup>(39)</sup> Section 31B of the Social Security Act 1986 (c. 50) was inserted by the Local Government Finance Act 1988 (c. 41), Schedule 10, paragraph 6.

“community charge benefit subsidy” means subsidy under section 31F of the Act<sup>(40)</sup>;

“excess benefits” has the meaning assigned to it by regulation 83 of the Community Charge Benefits Regulations<sup>(41)</sup>

“relevant year” means the year ending 31st March 1991;

“the Community Charge Benefits Regulations” means the Community Charge Benefits (General) Regulations 1989<sup>(42)</sup>,

and other expressions shall have the same meaning as in the Community Charge Benefits Regulations.

(2) In this part of this Order “community charge benefit qualifying expenditure” means the total of community charge benefits granted by the appropriate authority during the relevant year, less—

- (a) the deductions specified in article 21; and
- (b) where, under sub-section (6) of section 31B of the Act<sup>(43)</sup> (arrangements for community charge benefit), the appropriate authority has modified any part of the scheme administered by it, any amount by which the total of the community charge benefits which it granted under the scheme during the relevant year exceeds the total of those which it would have granted if the scheme had been so modified.

#### **Amount of community charge benefit subsidy**

**16.** The amount of an appropriate authority’s community charge benefit subsidy for the relevant year—

- (a) for the purposes of section 31F(2) of the Act (subsidy in respect of community charge benefit) shall be the amount or total of the amounts calculated in accordance with article 17;
- (b) for the purposes of section 31F(5) of the Act (subsidy in respect of the costs of administering community charge benefit) may include an additional sum in respect of the cost of administering community charge benefit calculated in accordance with Schedule 2.

#### **Community charge benefit**

**17.** For the purposes of section 31F(2) of the Act, an appropriate authority’s community charge benefit subsidy for the relevant year shall be—

- (a) in the case of an appropriate authority to which articles 18 and 19 do not apply, 97 per cent. of its community benefit qualifying expenditure;
- (b) in the case of an appropriate authority to which at least one of those articles is relevant an amount equal to the aggregate of—
  - (i) 97 per cent. of so much of its community charge benefit qualifying expenditure as remains after deducting the amount of expenditure attributable to the community charge benefit to which each of those articles which is relevant applies; plus
  - (ii) the appropriate amount calculated in respect of the community charge benefit under each such article,

plus, in each case, the addition, where applicable, under article 20.

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<sup>(40)</sup> Section 31F of the Social Security Act 1986 (c. 50) was inserted by the Local Government Finance Act 1988 (c. 41), Schedule 10, paragraph 6.

<sup>(41)</sup> Regulation 83 was amended by regulation 24 of S.I. 1990/834.

<sup>(42)</sup> S.I. 1989/1321, amended by 1990/834, 835, 1549, 1657 and 1773.

<sup>(43)</sup> Section 31B(6) allows modifications of the community charge benefit scheme so as to provide for the disregard from income of a war disablement pension or a war widow’s pension.

## Backdated benefit payments

### 18. Where—

- (a) during the relevant year an appropriate authority has, under paragraph (18) of regulation 60 of the Community Charge Benefits Regulations (time and manner in which claims are to be made) treated any claim for a community charge benefit as made on a day earlier than that on which it is made; and
- (b) any part of that appropriate authority's community charge benefit qualifying expenditure is attributable to such earlier period,

for the purposes of article 17(1)(b)(ii), the appropriate amount for the relevant year in respect of such part shall be 25 per cent. of the community charge benefit qualifying expenditure so attributable.

## Excess community charge benefits

19.—(1) Where any part of an appropriate authority's community charge benefit qualifying expenditure is attributable to excess benefits both allowed and discovered in the relevant year, for the purposes of article 17(1)(b)(ii), the appropriate amount for the year in respect of such part shall be calculated in accordance with paragraph (2).

### (2) Subject to paragraph (3), the appropriate amount shall be—

- (a) in the case of excess benefits allowed in consequence of an error of the appropriate authority making the payment, 15 per cent. of the community charge benefit qualifying expenditure attributable to the excess benefits; and
- (b) in the case of excess benefits allowed in consequence of an official error, 97 per cent. of that part of the community charge benefit qualifying expenditure attributable to the excess benefits as has not been recovered by the appropriate authority and nil per cent. of that part of the community charge benefit qualifying expenditure attributable to the excess benefits as has been recovered by the appropriate authority; and
- (c) in the case of technical excess benefits allowed, 15 per cent. of that part of the community charge benefit qualifying expenditure attributable to the excess benefits for a period not exceeding 2 benefit weeks, beginning on the benefit week after the week in which the change of circumstances is disclosed to the appropriate authority and thereafter nil per cent. of the community charge benefit qualifying expenditure attributable to the overpayment;
- (d) in the case of any other excess benefits allowed, 25 per cent. of that part of the community charge benefit qualifying expenditure attributable to the excess benefits.

(3) In paragraph 2(b) "excess benefits allowed in consequence of an official error" means excess benefits in consequence of a mistake made or something done or omitted to be done by an officer of the Department of Social Security or the Department of Employment acting as such, or a decision of an adjudication officer, social security appeal tribunal or Social Security Commissioner appointed in accordance with section 97(1) of the Social Security Act 1975<sup>(44)</sup> where the claimant, a person acting on his behalf or any other person to whom the payment is made did not cause or materially contribute to that mistake, act or omission.

(4) In paragraph 2(c) "technical excess benefits" means that part of excess benefits which occurs as a result of benefits being granted in advance and a change in circumstances reduces or eliminates entitlement to those benefits beginning on the benefit week following the week in which the change is disclosed to the appropriate authority.

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(44) 1975 c. 14.

(5) This article shall not apply to an award of benefit to which paragraphs (18) of regulation 60 of the Community Charge Benefits Regulations (time and manner in which claims are to be made) applies.

**Addition to community charge benefit subsidy**

20. Where, following the loss, destruction or non-receipt, or alleged loss, destruction or non-receipt of original instruments of payment, an appropriate authority makes duplicate payments and the original instruments have been or are subsequently encashed, the addition referred to in article 17(1) shall be equal to 25 per cent. of the amount of the duplicate payments.

**Deductions to made in calculating subsidy in respect of community charge benefit**

21.—(1) The deductions referred to in article 15(2) are, subject to paragraph (2), of the following amounts where—

- (a) an appropriate authority has allowed excess community charge benefit falling within regulation 83(a), (b) or (c) of the Community Charge Benefits Regulations(45) (meaning of excess benefits), the amount attributable to that excess;
- (b) an appropriate authority has by virtue of regulation 58 of the Community Charge Benefits Regulations (increase of weekly amounts for exceptional circumstances) increased benefit in exceptional circumstances, the amount attributable to that increase.

(2) Where in relation to any amount of benefit a deduction falls to be made under both subparagraphs (a) and (b) of paragraph (1), only the higher amount or, where the amounts are equal, only one amount shall be deducted.

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

6th March 1991

*Ann Widdecombe*  
Parliamentary Under-Secretary of State,  
Department of Social Security

We consent,

11th March 1991

*Irvine Patnick*  
*Sydney Chapman*  
Two of the Lords Commissioners of Her  
Majesty's Treasury

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(45) Regulation 83 was amended by [S.I. 1990/834](#).

## SCHEDULE 1

Article 3

### CALCULATION OF HOUSING BENEFIT SUBSIDY IN RESPECT OF ADMINISTRATION COSTS

1. The additional sum which may be paid to an authority under section 30(3) of the Act shall be the aggregate of the housing benefit applicable amount calculated in accordance with paragraph 2, the further amount calculated in accordance with paragraph 3 and the supplementary amount calculated in accordance with paragraph 4.

#### **Housing benefit applicable amount**

2. For the purposes of paragraph 1, the housing benefit applicable amount shall be calculated in accordance with the following formula—

$$A \times \frac{B}{C}$$

Where—

A is—

- (a) in the case of the new town corporations in England, Wales or Scotland, the Development Board for Rural Wales, or the Scottish Homes, £1,774,000;
- (b) in the case of authorities other than those specified in sub-paragraph (a) of this paragraph—
  - (i) in England, £37,639,629;
  - (ii) in Wales, £1,683,085;
  - (iii) in Scotland, £4,164,072;

B—

- (a) except where paragraph (b) of this definition applies, in the case of an authority listed in column (1) of Schedule 7 is the aggregate of the amounts obtained by multiplying each figure prescribed in column (2)(a)(i) to (b)(ii) of Schedule 7 as the authority's caseload figure for rebates or allowances by the figure appropriate to that category and authority prescribed in column (2)(a) or (b), as the case may be, of Schedule 8,
- (b) in the case of an authority listed in column (1) of Schedule 9, is the aggregate amount determined in accordance with paragraph (a) of this definition further multiplied by the area cost adjustment figure specified for that authority in column (2) of Schedule 9;

C is the total of the amounts for all the authorities in the category to which the particular authority belongs specified in sub-paragraph (a), (b)(i), (b)(ii), or (b)(iii), as the case may be, of the definition of A.

#### **Further amount**

3. For the purposes of paragraph 1 the further amount shall be calculated in accordance with the following formula—

$$A \times \frac{B}{C}$$

Where—

A is—

- (a) in the case of the new town corporations in England, Wales or Scotland, the Development Board for Rural Wales, or the Scottish Homes, £35,144;

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- (b) in the case of authorities other than those specified in sub-paragraph (a) of this paragraph—
- (i) in England, £1,431,771;
  - (ii) in Wales, £67,626;
  - (iii) in Scotland, £135,927;

B—

- (a) except where paragraph (b) of this definition applies, in the case of an authority listed in column (1) of Schedule 7 is the aggregate of the amounts obtained by multiplying each figure prescribed in columns (2)(b)(i) and (2)(b)(ii) of Schedule 7 as the authority's caseload figure for rebates or allowances by the figure appropriate to that category and authority prescribed in column (2)(a) or (b), as the case may be, of Schedule 10,
- (b) in the case of an authority listed in column (1) of Schedule 9, is the aggregate amount determined in accordance with paragraph (a) of this definition further multiplied by the area cost adjustment figure specified for that authority in column (2) of Schedule 9;

C is the total of the amounts for all authorities in the category to which the particular authority belongs specified in sub-paragraph (a), (b)(ii) or (b)(iii), as the case may be, of the definition of A.

### Supplementary amount

4.—(1) Except where sub-paragraph (2) of this paragraph applies, subject to paragraphs 5, 6, 7 and 8, for the purposes of paragraph 1 the supplementary amount shall be calculated in accordance with the following formula—

$$A \times \frac{B}{C}$$

Where—

A is—

- (a) in the case of the new town corporations in England, Wales or Scotland, the Development Board for Rural Wales, or the Scottish Homes, £8,153;
- (b) in the case of authorities other than those specified in sub-paragraph (a) of this paragraph—
  - (i) in England, £307,218;
  - (ii) in Wales, £18,530;
  - (iii) in Scotland, £51,400;

B—

- (a) except where paragraph (b) of this definition applies, in the case of an authority listed in column (1) of Schedule 7 is the aggregate of the amounts obtained by multiplying each figure prescribed in columns (2)(b)(i) and (2)(b)(ii) of Schedule 7 as the authority's caseload figure for rebates or allowances by the figure appropriate to that category and authority prescribed in column (2)(a) or (b), as the case may be, of Schedule 10,
- (b) in the case of an authority listed in column (1) of Schedule 9, is the aggregate amount determined in accordance with paragraph (a) of this definition further multiplied by the area cost adjustment figure specified for that authority in column (2) of Schedule 9;

C is the total of the amounts for all the authorities in the category to which the particular authority belongs specified in sub-paragraph (a), (b)(i), (b)(ii) or (b)(iii), as the case may be, of the definition of A.



(2) The supplementary amount in the case of authorities in Scotland who administer only community charge benefit shall be nil.

**5.—**(1) Subject to sub-paragraph (3), if the supplementary amount calculated in accordance with paragraph 4(1) is less than the specified minimum amount, the supplementary amount shall be increased up to the specified minimum amount.

(2) For the purposes of sub-paragraph (1) of this paragraph the specified minimum amount shall be—

- (a) in the case of the new town corporations in England (except Corby), Wales or Scotland, the Development Board for Rural Wales, the Scottish Homes and the authorities within Scotland who administer only housing benefit, £750;
- (b) in the case of authorities in Scotland who administer both housing benefit and community charge benefit, £150;
- (c) in the case of other authorities in England and Wales, £250.

(3) The supplementary amount calculated in accordance with paragraph 4 in respect of Corby new town corporation shall be decreased to nil.

**6.** Where the total of the supplementary amounts calculated in accordance with paragraphs 4 and 5 exceeds—

- (a) in the case of the new town corporations in England, Wales or Scotland and the Development Board for Rural Wales, £8,153;
- (b) in the case of authorities other than those specified in sub-paragraph (a) of this paragraph—
  - (i) in England, £307,218;
  - (ii) in Wales, £18,530;
  - (iii) in Scotland, £51,400;

the supplementary amount for an authority to which paragraph 5 does not apply shall be further calculated, subject to paragraph 7, in accordance with the following formula—

$$G \times \frac{J}{H}$$

Where—

G is the supplementary amount calculated under paragraph 4;

H is the aggregate of all the supplementary amounts calculated under paragraph 4 for all the authorities except those authorities to which paragraph 5 applies;

J is the amount which remains after deducting the aggregate of the amounts for authorities to which paragraph 5 applies from the total of supplementary amounts as specified in sub-paragraphs (a) and (b)(i), (ii) and (iii), as the case may be, of the definition of A in paragraph 4.

**7.** If the supplementary amount as further calculated in accordance with paragraph 6 is less than the specified minimum amount under paragraph 5, the supplementary amount shall be increased to equal the appropriate specified minimum amount for that authority under paragraph 5(2)(a), (b) or (c) as the case may be.

**8.** Until the aggregate of the authorities' supplementary amounts calculated under paragraphs 5, 6 and 7 equals the aggregate of the amounts specified in sub-paragraphs (a) and (b)(i), (ii) and (iii) of the definition of A in paragraph 4, the calculation set out in paragraphs 6 and 7 shall, subject to the modifications set out below, continue to apply to calculate the supplementary amount for those authorities to which neither paragraph 5 nor 7 has applied; and for that purpose—

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- (a) G shall apply as if the supplementary amount were the amount calculated under paragraph 6 or, if by virtue of this paragraph there has been more than one calculation; the last amount calculated under that paragraph in respect of the authority;
- (b) H shall apply as if the total of the supplementary amounts were the total of all the supplementary amounts calculated under paragraph 6 or, if by virtue of this paragraph there has been more than one calculation, the last calculated under that paragraph in respect of all appropriate authorities to which paragraph 7 did not apply in that calculation; and
- (c) J shall apply as if the amount to be deducted to determine the balance of the total amount available were the aggregate of the supplementary amounts for authorities to which, in the calculation under paragraphs 6 and 7 or, if there has been more than one calculation under those paragraphs, the last such calculation, paragraph 7 applied.

## SCHEDULE 2

Article 16

### CALCULATION OF COMMUNITY CHARGE BENEFIT SUBSIDY IN RESPECT OF ADMINISTRATION COSTS

1. The additional sum which may be paid to an appropriate authority under section 31F(5) of the Act shall be the aggregate of the community charge benefit applicable amount calculated in accordance with paragraphs 2 to 6, the further amount calculated in accordance with paragraph 7 and the supplementary amount calculated in accordance with paragraph 8.

#### **Community charge benefit applicable amount**

2. For the purposes of paragraph 1 the community charge benefit applicable amount, subject to paragraphs 3 to 6 shall be calculated in accordance with the following formula—

$$A \times \frac{B}{C}$$

Where—

A is the amount available as subsidy in respect of the costs of administering community charge benefit being in the case of appropriate authorities—

- (a) in England, £60,360,371;
- (b) in Wales, £2,656,915;
- (c) in Scotland, £6,185,928;

B—

- (a) except where paragraph (b) of this definition applies, in the case of an appropriate authority listed in column (1) of Schedule 7 is the aggregate of the amounts obtained by multiplying each figure prescribed in column (3)(a) or (b) of Schedule 7 as the appropriate authority's caseload figure for rebates by the figure appropriate to that category and authority prescribed in column (3)(a) or (b), as the case may be, of Schedule,
- (b) in the case of an appropriate authority listed in column (1) of Schedule 9, is the aggregate amount determined in accordance with paragraph (a) of this definition further multiplied by the area cost adjustment figure specified for that appropriate authority in column (2) of Schedule 9.

C is the total of the amounts for all appropriate authorities in the category to which the particular appropriate authority belongs specified in sub-paragraph (a), (b) or (c), as the case may be, of the definition of A.

3.—(1) If, in the case of an appropriate authority in England and Wales—

- (a) X (the total of the housing benefit applicable amount calculated under paragraph 2 of Schedule 1 and the sum calculated under paragraph 2 in respect of that appropriate authority) exceeds Y (120 per cent. of the relevant amount), the community charge benefit applicable amount for that appropriate for the relevant year shall be the amount as calculated under paragraph 2 less the excess; or
- (b) X (the total of the housing benefit applicable amount calculated under paragraph 2 of Schedule 1 and the sum calculated under paragraph 2 in respect of that appropriate authority) is less than Z (70 per cent. of the relevant amount) the community charge benefit applicable amount for that appropriate authority shall be the amount as calculated under paragraph 2 plus the difference.

(2) The relevant amount for the purposes of paragraphs 3 and 5 is the additional sum payable to the appropriate authority for the financial year ending 31 March 1990 calculated in accordance with Schedule 1 to the Housing Benefit (Subsidy) Order(46) (calculation of subsidy in respect of administration costs).

4. Where the total of all the housing benefit applicable amounts calculated under Schedule 1 and the amounts calculated under paragraphs 2 and 3 is less than, or more than, for appropriate authorities—

- (a) in England, £98,000,000;
- (b) in Wales £4,340,000;

the amount of the community charge benefit applicable amount for an appropriate authority to which paragraph 3 does not apply shall be calculated, subject to paragraphs 5 and 6, in accordance with the following formula—

$$G \times \frac{J}{H} - K$$

Where—

G is the total of the housing benefit applicable amount calculated under Schedule 1 and the community charge benefit applicable amount calculated under paragraph 2 in respect of that appropriate authority;

H is the total of the housing benefit applicable amounts calculated under Schedule 1 and the community charge benefit applicable amounts calculated under paragraph 2 in respect of all appropriate authorities in England and Wales, as the case may be, to which paragraph 3 does not apply;

J is the balance of the total housing benefit applicable amounts calculated under Schedule 1 and the community charge benefit applicable amounts calculated under paragraph 2 for appropriate authorities in England and Wales, as the case may be, after deduction of the housing benefit and the community charge benefit applicable amounts for such appropriate authorities to which paragraph 3 applies.

K is the housing benefit applicable amount calculated under Schedule 1 for that appropriate authority.

5.—(1) If, in the case of the appropriate authority in England or in Wales, as the case may be—

- (a) X (the total of the housing benefit applicable amount calculated under Schedule 1 and the sum calculated under paragraph 4) exceeds Y (120 per cent. of the relevant amount), the

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(46) S.I. 1990/785.

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community charge benefit applicable amount for that appropriate authority for the relevant year shall be the amount as calculated under paragraph 4 less the excess; or

- (b) X (the total of the housing benefit applicable amount calculated under Schedule 1 and the sum calculated under paragraph 4) is less than Z (70 per cent. of the relevant amount) the community charge benefit applicable amount for that appropriate authority shall be the amount as calculated under paragraph 4 plus the difference.

6. Until the aggregate of the community charge benefit applicable amounts calculated under paragraphs 3, 4 and 5 equals the amount specified in paragraph 2 as subsidy in respect of the cost of administering community charge benefit for appropriate authorities in England and Wales, as the case may be, the formula set out in paragraph 4 and paragraph 5 shall, subject to the modifications specified below, continue to apply to calculate the additional sum for those appropriate authorities to which neither paragraph 3 nor paragraph 5 has applied; and for that purpose—

- (a) G shall apply as if the community charge benefit applicable amount were the sum calculated under paragraph 4, or, if by virtue of this paragraph there has been more than one calculation, the last amount calculated under that paragraph in respect of the appropriate authority;
- (b) H shall apply as if the total of the community charge benefit applicable amounts were the total of the community charge benefit applicable amounts calculated under paragraph 4, or, if by virtue of this paragraph there has been more than one calculation, the last calculated under that paragraph in respect of all appropriate authorities to which paragraph 5 did not apply in that calculation; and
- (c) J shall apply as if the amount to be deducted to determine the balance of the total amount available were the housing benefit and the community charge benefit applicable amounts for appropriate authorities to which, in the calculation under paragraphs 4 and 5, or, if there has been more than one calculation under those paragraphs, the last such calculation, paragraph 5 applied.

### Further amount

7. For the purposes of paragraph 1, the further amount shall be calculated in accordance with the following formula—

$$A \times \frac{B}{C}$$

Where—

A is in the case of appropriate authorities—

- (a) in England, £2,451,057;
- (b) in Wales, £104,328;
- (c) in Scotland, £274,147;

B—

- (a) except where paragraph (b) of this definition applies, in the case of an appropriate authority listed in column (1) of Schedule 7 is the aggregate of the amount obtained by multiplying each figure prescribed in column (3)(b) of Schedule 7 as the appropriate authority's caseload figure for rebates by the figure appropriate to that category and authority prescribed in column (3) of Schedule 10,
- (b) in the case of an appropriate authority listed in column (1) of Schedule 9, is the aggregate amount determined in accordance with paragraph (a) of this definition further multiplied by the area cost adjustment figure specified for that appropriate authority in column (2) of Schedule 9.

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C is the total of the amounts for all appropriate authorities in the category to which the particular appropriate authority belongs specified in sub-paragraph (a), (b) or (c), as the case may be, of the definition of A.

### Supplementary amount

8. Subject to paragraphs 9 to 12, for the purposes of paragraph 1 the supplementary amount shall be calculated in accordance with the following formula—

$$A \times \frac{B}{C}$$

Where—

A is in the case of appropriate authorities—

- (a) in England, £525,927;
- (b) in Wales, £28,587;
- (c) in Scotland, £60,185;

B—

- (a) except where paragraph (b) of this definition applies, in the case of an appropriate authority listed in column (1) of Schedule 7 is the aggregate of the amount obtained by multiplying each figure prescribed in column 3(b) of Schedule 7 as the appropriate authority's caseload figure for rebates by the figure appropriate to that category and authority prescribed in column (3) of Schedule 10,
- (b) in the case of an appropriate authority listed in column (1) of Schedule 9, is the aggregate amount determined in accordance with paragraph (a) of this definition further multiplied by the area cost adjustment figures specified for that appropriate authority in column (2) of Schedule 9.

C is the total of the amounts for all appropriate authorities in the category to which the particular appropriate authority belongs specified in sub-paragraph (a), (b) or (c), as the case may be, of the definition of A.

9.—(1) If the supplementary amount calculated in accordance with paragraph 8 is less than the specified minimum amount, the supplementary amount for the appropriate authority shall be increased to equal the specified minimum amount.

(2) For the purposes of sub-paragraph (1) the specified minimum amount shall be—

- (a) in the case of appropriate authorities in Scotland who administer both Housing Benefit and Community Charge Benefit, £600;
- (b) in the case of appropriate authorities in England and Wales, £500;
- (c) in the case of other appropriate authorities in Scotland, £750.

10. Where the total of the supplementary amounts calculated in accordance with paragraphs 8 and 9 exceeds—

- (a) in the case of appropriate authorities—
  - (i) in England, £525,927;
  - (ii) in Wales, £28,587;
  - (iii) in Scotland, £60,185;

the supplementary amount for an appropriate authority to which paragraph 9 does not apply shall be further calculated, subject to paragraph 11, in accordance with the following formula—

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$$G \times \frac{J}{H}$$

Where—

G is the supplementary amount calculated under paragraph 8;

H is the aggregate of all the supplementary amounts calculated under paragraph 8 for all the appropriate authorities except those appropriate authorities to which paragraph 9 applies;

J is the amount which remains after deducting the aggregate of the amounts for appropriate authorities to which paragraph 9 applies from the total of supplementary amounts as specified in sub-paragraphs (a), (b) and (c), as the case may be, of the definition of A in paragraph 8.

**11.** If the supplementary amount as further calculated in accordance with paragraph 10 is less than the specified minimum amount under paragraph 9, the supplementary shall be increased to equal the specified minimum amount for that appropriate authority under paragraph 9(2)(a), (b) or (c), as the case may be.

**12.** Until the aggregate of the appropriate authorities' supplementary amounts calculated under paragraphs 9, 10 and 11 equals the aggregate of the amounts specified in sub-paragraphs (a), (b) and (c) of the definition of A in paragraph 8, the calculations set out in paragraphs 10 and 11 shall, subject to the modifications set out below, continue to apply to calculate the supplementary amount for those appropriate authorities to which neither paragraph 9 nor 11 has applied; and for that purpose—

- (a) G shall apply as if the supplementary amount were the amount calculated under paragraph 10 or, if by virtue of this paragraph there has been more than one calculation, the last amount calculated under that paragraph in respect of that appropriate authority;
- (b) H shall apply as if the total of the supplementary amounts were the total of all the supplementary amounts calculated under paragraph 10 or, if by virtue of this paragraph there has been more than one calculation, the last amount calculated under that paragraph in respect of all appropriate authorities to which paragraph 11 did not apply in that calculation; and
- (c) J shall apply as if the amount to be deducted to determine the balance of the total amount available were the aggregate of the supplementary amounts for appropriate authorities to which, in the calculation under paragraphs 10 and 11 or, if there has been more than one calculation under those paragraphs, the last such calculation, paragraph 11 applied.

SCHEDULE 3

Article 4

MAXIMUM AMOUNTS OF HOUSING BENEFIT SUBSIDY  
PAYABLE IN RESPECT OF CERTAIN AUTHORITIES IN SCOTLAND

(1)	(2)
Authority granting rebates	Maximum amount of subsidy £
Scottish Homes	1,334,984
Cumbernauld (DC)	143,708
East Kilbride (DC)	196,316
Glenrothes	123,280

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(1) Authority granting rebates	(2) Maximum amount of subsidy £
Irvine	73,672
Livingston	152,039

## SCHEDULE 4

Article 7

THRESHOLD ABOVE WHICH REDUCED HOUSING  
BENEFIT SUBSIDY IS PAYABLE ON RENT ALLOWANCES

(1) Area	(2) Threshold (Weekly sum) £
ENGLAND	
Avon	57.09
Barking	80.58
Barnet	110.38
Bedfordshire	47.85
Berkshire	56.43
Bexley	100.73
Brent	79.80
Bromley	94.34
Buckinghamshire	48.51
Cambridgeshire	47.33
Camden	113.94
Cheshire	60.06
City of London	146.09
Cleveland	46.93
Cornwall	56.61
Croydon	99.46
Cumbria	35.26
Derbyshire	43.04
Devon	54.67
Dorset	51.88
Durham	41.03
Ealing	91.50
East Sussex	55.80

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(1)	(2)
Area	Threshold (Weekly sum) £
Enfield	79.80
Essex	50.38
Gloucestershire	53.46
Greater Manchester	63.58
Greenwich	91.92
Hackney	78.41
Hammersmith	88.00
Hampshire	50.34
Haringey	80.70
Harrow	101.39
Havering	84.93
Hereford and Worcester	48.91
Hertfordshire	45.43
Hillingdon	85.17
Hounslow	94.58
Humberside	44.47
Isle of Wight	46.56
Islington	81.31
Kensington & Chelsea	94.16
Kent	59.83
Kingston	83.84
Lambeth	77.03
Lancashire	67.95
Leicestershire	43.15
Lewisham	68.46
Lincolnshire	44.46
Merseyside	52.51
Merton	95.42
Newham	73.04
Norfolk	51.84
North Yorkshire	47.88
Northamptonshire	48.09
Northumberland	43.52



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(1)	(2)
Area	Threshold (Weekly sum) £
Nottinghamshire	45.79
Oxfordshire	57.87
Redbridge	83.36
Richmond	93.43
Shropshire	49.53
Somerset	51.73
South Yorkshire	40.15
Southwark	78.77
Staffordshire	43.85
Suffolk	49.89
Surrey	57.12
Sutton	85.65
Tower Hamlets	79.08
Tyne & Wear	40.92
Waltham	69.91
Wandsworth	89.87
Warwickshire	41.03
West Midlands	42.02
West Sussex	54.92
West Yorkshire	41.69
Westminster	139.69
Wiltshire	52.14
WALES	
Clwyd	43.30
Dyfed	45.39
Gwent	47.26
Gwynedd	41.47
Mid Glamorgan	46.34
Powys	45.35
South Glamorgan	51.48
West Glamorgan	43.15
SCOTLAND	
Borders Region	84.19

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(1) Area	(2) Threshold (Weekly sum) £
Central	84.40
Dumfries & Galloway	81.50
Fife	65.24
Grampian	63.50
Highland & Western Isles	63.91
Lothian	78.14
Orkney & Shetland Islands	56.09
Strathclyde	79.94
Tayside	74.15

## SCHEDULE 5

Article 8

### RENT OFFICERS' DETERMINATIONS

#### Calculation of the appropriate amount

1. The appropriate amount—

- (a) in a case to which paragraph (2), (4) or (5) of article 8 applies, shall be calculated in accordance with paragraph 2, 3 or 4 as appropriate;
- (b) in a case to which paragraph (3) of that article applies, shall be calculated in accordance with paragraph 8.

#### Rent officer's reasonable market rent determination

2. Subject to paragraph 7, where the rent officer determines a reasonable market rent, and does not make a determination under paragraph 2 of Schedule 1 of the Rent Officers Order, and the amount of eligible rent does not exceed the reasonable market rent less ineligible amounts, the appropriate amount in respect of the period beginning with the relevant date and ending with the termination date shall be 97 per cent. of that part of the housing benefit qualifying expenditure attributable to the reasonable market rent less ineligible amounts.

3. Subject to paragraph 7, where the rent officer determines a reasonable market rent, and does not make a determination under paragraph 2 of Schedule 1 of the Rent Officers Order, and the amount of eligible rent exceeds the reasonable market rent less ineligible amounts, the appropriate amount in respect of the period beginning with the relevant date and ending with the termination date shall be—

- (a) where the allowance granted is the same as or is less than the excess—
  - (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure attributable to such allowance,
  - (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure attributable to such allowance;
- (b) where the allowance granted is greater than the excess—

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- (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure which is equal to the excess,
  - (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure which is equal to the excess,
- and in either case 97 per cent. of the housing benefit qualifying expenditure which remains after deducting the excess.

#### **Rent officer's reasonable market rent and size determination**

4.—(1) Subject to paragraphs 5 and 7, where the rent officer makes a determination under paragraph 2 of Schedule 1 of the Rent Officers Order that the dwelling exceeds the size criteria for its occupiers and he determines a reasonable market rent for that dwelling and a comparable rent for suitably sized accommodation, the appropriate amount in respect of the period beginning on the relevant date and ending on the termination date shall be the appropriate amounts determined in accordance with the relevant sub-paragraphs of this paragraph.

(2) For the period of 13 weeks beginning on the relevant date or, if shorter, for the period beginning on that date and ending on the termination date, if the amount of the eligible rent does not exceed the reasonable market rent less ineligible amounts, the appropriate amount shall be 97 per cent. of that part of the housing benefit qualifying expenditure attributable to the reasonable market rent less ineligible amounts.

(3) For the period of 13 weeks beginning on the relevant date or, if shorter, for the period beginning on that date and ending on the termination date, if the amount of the eligible rent exceeds the reasonable market rent less ineligible amounts the appropriate amount shall be—

- (a) where the allowance granted is the same as or is less than the excess—
  - (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure attributable to such an allowance,
  - (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure attributable to such allowance;
- (b) where the allowance granted is greater than the excess—
  - (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure which is equal to the excess,
  - (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure which is equal to the excess,

and in either case 97 per cent. of the housing benefit qualifying expenditure which remains after deducting the excess.

(4) For the period after the end of that 13 week period, if the amount of the eligible rent does not exceed the comparable rent for suitably sized accommodation less ineligible amounts, the appropriate amount shall be 97 per cent. of that part of the housing benefit qualifying expenditure attributable to the comparable market rent for suitably sized accommodation less ineligible amounts.

(5) For the period after the end of that 13 week period, if the amount of the eligible rent exceeds the comparable rent for suitably sized accommodation less ineligible amounts, the appropriate amount shall be—

- (a) where the allowance granted is the same as or is less than the excess—
  - (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure attributable to such allowance,
  - (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure attributable to such allowance;

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- (b) where the allowance granted is greater than the excess—
- (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure which is equal to the excess,
  - (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure which is equal to the excess,
- and in either case 97 per cent. of the housing benefit qualifying expenditure which remains after deducting the excess.

### **Modification where determination is made as to size**

**5.—(1)** Subject to paragraph 7, where the rent officer had made a determination under paragraph 2 of Schedule 1 to the Rent Officers (Additional Functions) Order 1989(47) or, as the case may be, paragraph 2 of Schedule 1 to the Rent Officers (Additional Functions) (Scotland) Order 1989(48) before paragraph (1) of article 2 of the Amendment Order came into force and it is probable that had the amendment been in force at the time of the determination the rent officer would either—

- (a) not have made the determination that the dwelling exceeded the size criteria; or
- (b) have determined a higher comparable rent for suitably sized accommodation,

the appropriate amount in respect of the period beginning on the relevant date shall be calculated in accordance with sub-paragraphs (2) or (3), as the case may be, unless it is impracticable for an authority to calculate its subsidy otherwise than by reference to the determination actually made by the rent officer.

(2) In a case to which paragraph 5(1)(a) applies, if the amount of the eligible rent exceeds the reasonable market rent less ineligible amount, the appropriate amount shall be—

- (a) where the allowance granted is the same as or is less than the excess—
  - (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure attributable to such allowance,
  - (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure attributable to such allowance;
- (b) where the allowance granted is greater than the excess—
  - (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure which is equal to the excess,
  - (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure which is equal to the excess,

and in either case 97 per cent. of the housing benefit qualifying expenditure which remains after deducting the excess.

(3) In a case to which paragraph 5(1)(b) applies, the comparable rent for suitably sized accommodation shall be increased by an amount determined in accordance with the formula—

$$\frac{B}{A} \times (C - D),$$

and if the amount of the eligible rent exceeds the comparable rent for suitably sized accommodation so increased, less ineligible amounts, the appropriate amount shall be—

- (a) where the allowance granted is the same as or is less than the excess—

(47) S.I. 1989/590; relevant amending instrument is S.I. 1989/1430.

(48) S.I. 1989/578; relevant amending instrument is S.I. 1989/1446.

- (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure to such allowance,
- (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure attributable to such allowance;
- (b) where the allowance granted is greater than the excess—
  - (i) except where paragraph 6 applies, nil per cent. of the housing benefit qualifying expenditure which is equal to the excess,
  - (ii) where paragraph 6 applies, 50 per cent. of the housing benefit qualifying expenditure which is equal to the excess,and in either case 97 per cent. of the housing benefit qualifying expenditure which remains after deducting the excess,
- (4) In sub-paragraph (3) of this paragraph—
  - “A” means the number equal to the number of rooms in excess of the size criteria which the rent officer has determined as suitable;
  - “B” means the number equal to the number of rooms in excess of the size criteria which it is probable the rent officer would have determined as suitable had the amendment been in force;
  - “C” means the reasonable market rent; and
  - “D” means, but for this paragraph, the comparable rent for suitably sized accommodation; and
  - “the Amendment Order” means the Rent Officers (Additional Functions) (Amendment) Order 1989(49) or, as the case may be, the Rent Officers (Additional Functions) (Scotland) Amendment Order 1989(50).

6. This paragraph applies where an authority has not considered it appropriate to treat a persons eligible rent as reduced under regulation 11 or 12 of the Regulations (restrictions on unreasonable rents or on rent increases).

#### **Modification where rent is inclusive of domestic rates**

7. Where—
- (a) before 1st April 1990 the rent officer had determined a reasonable market or a comparable rent for suitably sized accommodation, as the case may be; and
  - (b) an amount was deducted from the eligible rent under regulation 10(3)(a) and (6) of the Housing Benefit Regulations as in force immediately before 1st April 1990 in respect of domestic rates, the reasonable market rent or, as the case may be, the comparable rent for suitably sized accommodation used as the basis of the calculation in paragraphs 2, 3, 4 and 5 of this Schedule, as the case may be, shall be increased by an amount equivalent to the amounts so deducted from the eligible rent in respect of domestic rates in respect of the period beginning on the relevant date and ending on the termination date.

#### **Failure to apply for a rent officer determination**

8. For any period in respect of which article 8(3) applies, the appropriate amount shall be nil per cent. of so much of the housing benefit qualifying expenditure as is attributable to any allowances granted.

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(49) S.I. 1989/1430.

(50) S.I. 1989/1446.

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## Relevant date

### 9. For the purposes of this Schedule—

- (a) in a case where a claim for rent allowance is made on or after 1st April 1990, the relevant date is the date on which entitlement to benefit commences;
- (b) in a case where—
  - (i) on 1st April 1990 there is current on that date a claim for an allowance in relation to the dwelling; and
  - (ii) there is also current on that date a rent officer's determination in relation to the dwelling, the relevant date is 1st April 1990; and for the purposes of this head, a rent officer's determination includes a determination, interim determination, further determination or re-determination made under the Rent Officers (Additional Functions) Order 1989<sup>(51)</sup>, save that where a determination made under paragraph 2 of Schedule 1 to the Rent Officers (Additional Functions) Order 1989 had not taken effect by 31 March 1990, the relevant date will be 13 weeks after the relevant date determined under the Housing Benefit (Subsidy) Order 1990<sup>(52)</sup>;
- (c) in a case where—
  - (i) during the relevant year there has been a relevant change relating to a rent allowance within the meaning of regulation 12A(8) of the Housing Benefit Regulations; and
  - (ii) by virtue of regulation 12A of the Housing Benefit Regulations (requirement to refer to rent officer ) an application for a determination in respect of that dwelling is required;

the relevant date is the date on which the relevant change of circumstances takes effect for the purposes of regulation 68 of the Housing Benefit Regulations (date on which change of circumstances is to take effect) or, if the relevant change of circumstances does not affect entitlement to an allowance, the Monday following the date on which the relevant change occurred;

- (d) in a case where—
  - (i) the dwelling is in a hostel; and
  - (ii) by virtue of regulation 12A(2)(a) of the Housing Benefit Regulations (requirement to refer rent officers) an application for a determination in respect of that dwelling is not required; and
  - (iii) there was current, on 9th October 1989, a benefit period relating to a claim for an allowance in accordance with sub-paragraph 7(f)(iii) of Schedule 4 to the Housing Benefit (Subsidy) Order 1990 (Rent Officers' Determinations); and
  - (iv) during the period beginning with 9th October 1989 and ending on 31st March 1990 there has been neither a relevant change of circumstances nor the start of a new benefit period; and
  - (v) there is current on 1st April 1990, a benefit period beginning before 9th October 1989 relating to a claim for an allowance in relation to the dwelling,

the relevant date is the date (on or after 1st April 1990) on which any change of circumstances takes effect for the purposes of regulation 68 of the Housing Benefit Regulations<sup>(53)</sup> (date on which change of circumstances is to take effect) or the date on which the benefit period subsequent to the benefit period current on 1st April 1990, begins, whichever is the earlier;

<sup>(51)</sup> S.I. 1989/590; amended by S.I. 1989/1430.

<sup>(52)</sup> S.I. 1990/785. See Schedule 4, paragraph 3.

<sup>(53)</sup> Regulation 68 was amended by Part I of Schedule 2 to S.I. 1990/546.

- (e) in a case where—
- (i) immediately before 10th April 1989 one of the occupiers of the dwelling was in receipt of income support under the Act and his applicable amount fell to be calculated in accordance with regulation 20 (applicable amounts for persons in board and lodging accommodation and hostels) or regulation 71(1)(b) (applicable amounts in urgent cases) of, or paragraph 17 of Schedule 7 (persons from abroad) to, the Income Support (General) Regulations 1987<sup>(54)</sup>, as then in force; and
  - (ii) during the period beginning with 17th April 1989 and ending on 31st March 1990 there has neither been a relevant change of circumstances nor the start of a new benefit period; and
  - (iii) there is, on 1st April 1990, a benefit period beginning before 9th October 1989 relating to a claim for an allowance in relation to the dwelling,

the relevant date is the date on which any change of circumstances takes effect for the purposes of regulation 68 of the Housing Benefit Regulations (date on which change of circumstances is to take effect) or the date on which the benefit period subsequent to the benefit period current on 1st April 1990, begins, whichever is the earlier;

- (f) in a case where—
- (i) the dwelling is an assured tenancy by virtue of the Housing Act 1988<sup>(55)</sup> granted on or after 15th January 1989 but before 1st April 1989, or an assured tenancy by virtue of the Housing (Scotland) Act 1988<sup>(56)</sup> granted on or after 2nd January 1989 but before 1st April 1989, as the case may be, and
  - (ii) there was, current on 1st April 1989, a benefit period relating to a claim for an allowance in relation to the dwelling; and
  - (iii) during the period beginning with 1st April 1989 and ending on 31st March 1990 there has neither been a relevant change of circumstances nor the start of a new benefit period; and
  - (iv) there is, current on 1st April 1990, a benefit period relating to a claim for an allowance in relation to the dwelling,

the relevant date is the date on which a relevant change of circumstances takes effect for the purposes of regulation 68 of the Housing Benefit Regulations (date on which change of circumstances is to take effect) or the date on which the benefit period subsequent to the benefit period current on 1st April 1990 begins, whichever is the earlier;

- (g) in a case where—
- (i) the tenancy is not an excluded tenancy within the meaning of Schedule 1A to the Housing Benefit Regulations (excluded tenancies); and
  - (ii) by virtue of regulation 12A of the Housing Benefit Regulations (requirement to refer to rent officers) an application for a determination in respect of that dwelling is not required; but nevertheless
  - (iii) the authority applies for a rent officer's determination in respect of that dwelling;

the relevant date is the Monday following the date on or after 1st April 1990 on which the authority applied to the rent officer for the determination;

- (h) in a case where a rent officer makes both an interim determination and a further determination in accordance with paragraph 5 of Schedule 1 to the Rent Officers Order, the relevant date is—

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<sup>(54)</sup> S.I. 1987/1967.

<sup>(55)</sup> 1988 c. 50.

<sup>(56)</sup> 1988 c. 43.

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- (i) if the reasonable market rent determined under the further determination is lower than the amount determined under the interim determination, the date determined under the foregoing sub-paragraphs of this paragraph as appropriate;
  - (ii) if the reasonable market rent determined under the further determination is lower than the amount determined under the interim determination, the Monday following the date on which the further determination is made by the rent officer;
- (i) in a case where the rent officer has made a re-determination under paragraph 1 of Schedule 3 to the Rent Officers Order, the relevant date is—
- (i) if the reasonable market rent or, as the case may be, comparable rent for suitably sized accommodation determined under the re-determination is higher than or equal to the amount determined under the original determination, the date determined under the foregoing sub-paragraphs of this paragraph as appropriate;
  - (ii) if the reasonable market rent or, as the case may be, comparable rent for suitably sized accommodation determined under the re-determination is lower than the amount determined under the original determination, the Monday following the date on which the re-determination is made by the rent officer.

### **Termination date**

**10.** For the purposes of this Schedule “termination date” means—

- (a) 31st March 1991; or
- (b) where the rent officer’s determination replaces a determination made in relation to the same dwelling, the relevant date of the new determination by the rent officer in relation to the same dwelling as defined by paragraphs 9(a) or (g) of this Schedule; or
- (c) the date on which the allowance ceases to be paid in respect of the tenancy,

whichever is earlier.

### **Apportionment**

**11.** For the purposes of this Schedule where more than one person is liable to make payments in respect of a dwelling the “comparable rent for suitably sized accommodation” or “reasonable market rent” shall be apportioned on the same basis as such payments are apportioned under regulation 10(5) of the Housing Benefit Regulations (rent).

### **Interpretation**

**12.** In this Schedule, unless the context otherwise requires—

“comparable rent for suitably sized accommodation” means the rent determined by a rent officer under paragraph 2(2) of Schedule 1 to the Rent Officers Order;

“ineligible amounts” means—

- (a) any amount which the rent officer determines under paragraph 3 of Schedule 1 to the Rent Officers Order is attributable to the provision of services ineligible to be met by housing benefit, except to the extent that it relates to fuel charges, plus the amount in respect of such charges ineligible to be met under Part II of Schedule 1 to the Housing Benefit Regulations (payments in respect of fuel charges);
- (b) for a period beginning on or after 5th September 1989, in England and Wales, and 6th September 1989, in Scotland, any amount in respect of amounts ineligible to be met by housing benefit under paragraph 1A of Schedule 1 to the Housing Benefit Regulations



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- (c) where the dwelling is a hostel within the meaning of regulation 12A of the Regulations (requirement to refer to rent officers), for the period beginning on or after 9th October 1989, any amount ineligible to be met by housing benefit under paragraph 1 of Schedule 1 to the Housing Benefit Regulations (ineligible service charges), other than under subparagraphs (d) to (f) of that paragraph,

“reasonable market rent” means the rent determined by a rent officer under paragraph 1 of Schedule 1 to the Rent Officers Order;

and other expressions have the same meanings as in the Rent Officers Order.

## SCHEDULE 6

Article 10

AMOUNT BY REFERENCE TO WHICH APPROPRIATE  
MAXIMUM AMOUNT IS DETERMINED

(1)	(2)
Area	Weekly Amount £
ENGLAND	
Avon	35.00
Barking	54.85
Barnet	54.85
Bedfordshire	43.50
Berkshire	46.35
Bexley	54.85
Brent	54.85
Bromley	54.85
Buckinghamshire	43.50
Cambridgeshire	43.50
Camden	54.85
Cheshire	36.65
City of London	54.85
Cleveland	37.80
Cornwall	29.30
Croydon	54.85
Cumbria	37.80
Derbyshire	37.80
Devon	33.55
Dorset	37.80

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(1)	(2)
Area	Weekly Amount £
Durham	39.25
Ealing	54.85
East Sussex	37.80
Enfield	54.85
Essex	42.55
Gloucestershire	37.80
Greater Manchester	37.80
Greenwich	54.85
Hackney	54.85
Hammersmith	54.85
Hampshire	41.60
Haringey	54.85
Harrow	54.85
Havering	54.85
Hereford & Worcester	37.80
Hertfordshire	45.40
Hillingdon	54.85
Hounslow	54.85
Humberside	37.80
Isle of Wight	43.50
Islington	54.85
Kensington & Chelsea	54.85
Kent	37.80
Kingston upon Thames	54.85
Lambeth	54.85
Lancashire	36.65
Leicestershire	37.80
Lewisham	54.85
Lincolnshire	36.40
Merseyside	32.15
Merton	54.85
Newham	54.85
Norfolk	39.70

(1)	(2)
Area	Weekly Amount £
North Yorkshire	35.55
Northamptonshire	35.00
Northumberland	39.25
Nottinghamshire	35.00
Oxfordshire	46.35
Redbridge	54.85
Richmond	54.85
Shropshire	37.80
Somerset	35.95
South Yorkshire	37.80
Southwark	54.85
Staffordshire	35.00
Suffolk	39.70
Surrey	49.20
Sutton	54.85
Tower Hamlets	54.85
Tyne & Wear	40.10
Waltham	54.85
Wandsworth	54.85
Warwickshire	37.80
West Midlands	37.80
West Sussex	40.65
West Yorkshire	37.80
Westminster	54.85
Wiltshire	40.65
WALES	
Clwyd	32.15
Dyfed	36.40
Gwent	35.00
Gwynedd	33.55
Mid Glamorgan	37.80
Powys	35.00
South Glamorgan	37.80

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(1) Area	(2) Weekly Amount £
West Glamorgan	37.80
SCOTLAND	
Borders Region	37.80
Central	43.50
Dumfries & Galloway	43.50
Fife	46.35
Grampian	43.50
Highland and Western Isles	39.70
Orkney and Shetland Islands	39.70
Lothian	43.50
Strathclyde	43.50
Tayside	47.30

SCHEDULE 7

Schedules 1 & 2

PRESCRIBED CASELOAD FIGURES

(1) Authority	(2) Housing Benefit				(3) (a) Income Support Cases	Rate Rebates/ Community Charge Rebates
	(a) Income Support Cases		(b) Non-Income Support Cases			
	(i) Local Authority Tenants (Rent Rebates)	(ii) Private Tenants (Rent Allowances)	(i) Local Authority Tenants (Rent Rebates)	(ii) Private Tenants (Rent Allowances)	(b) Non-Income Support Cases	
ADUR	1009.13	274.38	748.75	209.38	2184.00	2044.00
ALLERDALE	977.25	1801.38	1435.00	1179.50	4338.50	3107.50
ALNWICK	844.00	259.13	819.25	253.75	1251.25	1233.25
AMBER VALLEY	2055.88	680.00	2072.25	442.50	3997.25	4423.75
ARUN	1790.00	1272.00	1535.75	1133.25	4829.00	4942.75
ASHFIELD	2970.00	600.38	2682.25	452.25	4598.00	4188.75
ASHFORD	2015.50	394.00	1691.00	302.75	3055.75	2359.50

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(1)  Authority	(2) Housing Benefit				(3) Rate Rebates/ Community Charge Rebates	
	(a) Income Support Cases		(b) Non-Income Support Cases		(a) Income Support Cases	(b) Non- Income Support Cases
	(i) Local Authority Tenants (Rent Rebates)	(ii) Private Tenants (Rent Allowances)	(i) Local Authority Tenants (Rent Rebates)	(ii) Private Tenants (Rent Allowances)		
AYLESBURY VALE	2074.50	521.25	1847.25	264.00	3140.00	2865.50
BABERGH	1285.00	332.75	1324.00	301.00	2215.25	2310.50
BARKING	8266.00	360.75	5194.00	241.88	10109.50	7259.00
BARNET	5217.50	2925.13	3379.25	2187.00	10507.75	7147.75
BARNSLEY	8847.25	1859.50	9068.75	1267.63	12266.25	11338.75
BARROW IN FURNESS	1937.25	1047.75	305.63	3880.75	2241.00	
BASILDON	2371.00	865.00	1228.25	288.50	8793.75	6414.50
BASINGSTON	2015.00	649.38	1851.75	328.50	3088.50	2390.00
BASSETLAGE	3039.50	822.00	2666.00	420.75	4596.25	4043.25
BATH	2294.25	911.13	1555.00	1319.50	3844.25	3060.00
BERWICK UPON TWEED	902.25	208.00	697.75	185.00	1277.75	1061.00
BEVERLEY	1372.75	634.25	1216.25	440.38	2790.50	3109.25
BEXLEY	2898.38	2116.88	1963.25	1393.75	6999.25	5679.00
BIRMINGHAM	48094.00	17259.50	24735.00	7270.75	83469.25	45412.75
BLABY	1267.00	277.50	1351.50	252.75	2089.50	2590.00
BLACKBURN	1772.25	1769.13	2897.50	557.00	8719.00	4497.00
BLACKPOOL	3031.00	4534.13	1757.50	1362.50	10876.25	6896.00
BLYTH VALLEY	2830.00	1006.00	2913.50	643.50	4380.00	4069.50
BOLSOVER	1995.25	474.75	2658.50	474.50	3076.25	4104.50
BOLTON	11005.25	2797.00	5894.75	1083.00	18178.00	9835.00
BOOTHFERRY	1874.25	461.75	1241.75	196.50	2740.75	2130.00
BOSTON	1745.25	319.13	1272.75	138.50	2548.50	1952.00
BOURNEMOUTH	2081.00	3987.25	1780.00	3254.25	8638.75	6207.25

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(1)  Authority	(2) Housing Benefit				(3) Rate Rebates/ Community Charge Rebates	
	(a) Income Support Cases		(b) Non-Income Support Cases		(a) Income Support Cases	(b) Non- Income Support Cases
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BRACKNELL	105.00	430.25	1697.50	343.25	2384.75	2276.50
BRADFORD	5140.50	7279.75	7658.00	3282.50	29892.00	16750.00
BRAINTRE	2884.75	400.13	2506.25	320.38	4220.75	3894.00
BRECKLAND	227.75	574.00	1790.75	442.88	4190.25	3437.25
BRENT	5051.75	7178.88	2998.50	2224.38	13578.50	8522.00
BRENTWOOD	689.75	220.88	914.00	258.88	1721.50	2258.00
BRIDGNOR	921.75	267.38	742.75	198.25	1543.50	1353.50
BRIGHTON	4538.88	4161.50	2878.50	2903.25	10347.50	6527.50
BRISTOL	13266.00	5851.63	7694.00	4232.25	25432.25	17147.50
BROADLAND	19.75	463.00	945.75	422.38	2630.00	2721.50
BROMLEY	4809.75	2602.50	3586.75	1650.50	9136.50	6018.50
BROMSGROVE	146.00	301.25	909.25	220.00	3040.75	2587.00
BROXBOROUGH	541.46	370.48	1154.66	286.66	2654.86	2525.09
BROXTON	998.25	739.13	1608.00	587.75	3761.00	3372.25
BURNLEY	2440.75	1232.75	1665.75	418.88	4869.50	2588.25
BURY	5043.64	1488.96	3151.66	723.52	9021.60	6348.57
CALDERDALE	5197.25	2036.88	3920.75	1155.63	10199.25	7617.00
CAMBRIDGE	273.25	1264.75	2143.50	1768.50	3869.75	4724.25
CAMDEN	10441.25	6011.63	4993.25	2676.63	14646.25	7988.75
CANNOCK CHASE	2480.50	439.25	2347.75	347.25	3616.00	3595.75
CANTERBURY	2094.00	1394.00	1707.75	1755.25	5069.50	4308.25
CARADON	1330.50	490.75	1047.00	269.50	2644.25	1734.75
CARLISLE	2904.00	971.63	2475.75	583.00	4138.75	3428.50
CARRICK	1748.00	829.75	1097.25	567.75	3701.75	2071.00
CASTLE MORPETH	881.75	184.50	1179.75	210.00	1248.25	1599.50

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CASTLE POINT	890.75	308.88	518.13	183.50	3075.25	2807.50
CHARNWORTH	2092.75	746.00	1959.75	1046.50	4397.00	4975.00
CHELMSFORD	2387.75	535.75	2146.25	600.50	3759.50	4042.75
CHELTENHAM	2045.63	949.38	1456.75	912.50	3601.25	3188.50
CHERWELL	1749.50	593.63	1624.00	374.88	2885.00	2814.50
CHESTER	3065.25	1161.63	1727.00	1207.13	5339.75	4170.25
CHESTER LE STREET	2022.50	183.50	2040.25	149.00	2568.00	2351.00
CHESTERFIELD	1887.00	983.25	3513.25	664.75	5634.50	5463.25
CHICHESTER	1486.25	505.38	1556.25	591.38	2585.00	2538.00
CHILTERN	242.75	886.38	258.75	989.00	1463.75	2131.50
CHORLEY	1536.25	1219.13	1000.00	551.50	3763.00	2496.00
CHRISTCHURCH	467.88	297.50	436.75	309.50	1316.75	1469.00
CITY OF LONDON	638.00	19.63	283.29	10.56	641.78	263.18
CLEETHORPE	1325.25	912.75	824.75	365.75	3684.00	2441.75
COLCHESTER	1303.38	983.50	1840.25	880.63	4999.75	4390.25
CONGLETON	1827.07	244.94	1184.67	200.48	2254.67	2263.81
COPELAND	1614.00	1280.00	1312.75	764.75	3183.25	2225.50
CORBY	2052.25	308.00	1382.50	30.88	2482.00	1775.00
COTSWOLD	1129.00	308.63	1199.50	439.13	1803.50	2070.50
COVENTRY	10396.00	6117.75	5115.50	2452.13	21318.25	15558.50
CRAVEN	568.75	319.88	612.25	279.50	1305.00	1261.25
CRAWLEY	1834.25	411.25	2103.00	248.13	2539.00	2566.25
CREWE AND NANTWICH	2615.25	551.50	1775.00	524.75	4133.25	3782.75

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CROYDON	6304.25	3565.38	3791.50	2239.88	11947.00	7097.00
DACORUM	2438.75	575.50	2885.50	367.75	3507.00	4626.50
DARLINGTON	3489.75	1512.25	1728.00	581.38	6252.75	3749.00
DARTFORD	1527.75	388.88	1276.75	400.75	2407.75	1889.25
DAVENTRY	1019.75	169.13	1009.50	122.50	1517.75	1757.25
DERBY	6813.50	3726.88	3834.50	1405.88	12760.00	8538.00
DERBYSHIRE DALES	1984.50	307.88	940.50	268.00	1812.75	2081.25
DERWENTHAM	8426.75	777.75	3478.75	431.38	6139.50	4801.00
DONCASTER	7743.00	2894.75	8802.75	1171.75	17589.50	13498.25
DOVER	1587.88	973.63	2042.00	911.63	3506.00	3271.00
DUDLEY	12855.75	1787.63	7826.00	863.00	18464.00	13076.25
DURHAM	2948.50	644.00	3004.25	470.00	3826.25	3610.50
EALING	7752.13	5326.00	3622.50	2378.00	14756.50	7590.75
EASINGTON	101.00	480.75	5805.75	781.00	6053.75	6523.75
EAST CAMBRIDGESHIRE	1062.25	215.75	1230.38	177.00	1655.00	1676.75
EAST DEVON	1481.75	864.88	1306.75	948.50	3467.50	3642.50
EAST DORSET	706.75	359.38	581.75	316.50	1808.25	1959.50
EAST HAMPSHIRE	1088.89	348.68	1102.47	294.13	1942.99	2018.71
EAST HERTFORDSHIRE	1521.25	311.38	1641.00	318.75	2309.00	2699.50
EAST LINDSEY	1851.00	1518.38	1297.50	826.25	4471.25	3228.25
EAST NORTHAMPTON	1177.25	227.75	1055.50	158.25	2073.00	1914.25



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EAST STAFFORDSHIRE	1999.75	710.63	1584.00	382.25	3432.25	3061.75
EAST YORKSHIRE	1488.00	973.00	1286.00	589.00	3506.25	2986.00
EASTBOURNHAM	1461.50	1366.37	1266.11	1285.18	3716.55	3525.49
EASTLEIGH	1263.50	515.88	1214.00	505.75	2434.75	2436.25
EDEN	555.81	287.94	478.43	196.52	1018.13	921.57
ELLESMERE PORT	1311.75	500.75	1256.50	199.00	4059.25	2542.75
ELMBRIDGE	1240.00	504.50	1250.75	594.50	2189.50	2295.00
ENFIELD	6570.50	2088.13	4300.00	1909.00	12320.50	9074.75
EPPING FOREST	2329.00	488.50	2222.00	413.75	3709.50	4059.50
EPSOM AND EWELL	513.50	263.38	521.38	347.88	1099.50	1526.25
EREWASH	2668.50	826.75	1873.50	429.75	4758.50	4064.00
EXETER	2253.25	1929.13	1283.88	1601.88	4818.25	3196.00
FAREHAM	952.13	355.88	768.63	218.38	2108.75	2156.25
FENLAND	1744.00	456.63	1233.25	313.75	3170.25	2491.00
FOREST HEATH	1001.50	217.13	799.50	137.13	1541.75	1235.50
FOREST OF DEAN	1436.13	293.25	987.50	199.75	2488.00	1845.00
FYLDE	772.50	1013.25	670.00	578.75	2625.50	2133.00
GATESHEAD	1492.75	3270.25	8442.50	1724.63	17025.50	10745.50
GEDLING	1434.50	907.63	1450.00	756.00	3454.00	3784.50
GILLINGHAM	1177.13	616.63	974.00	340.00	2826.25	1780.25
GLANFORD	1242.25	485.38	825.25	237.50	2522.75	1990.25
GLOUCESTER	1224.75	1143.00	1458.00	586.50	4041.50	2726.00

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GOSPORT	1558.75	568.00	1215.00	404.00	2565.25	2277.75
GRAVESHAM	2198.63	612.00	1817.75	432.13	3503.75	2697.75
GREAT YARMOUTH	2707.50	1529.13	1784.13	608.88	5460.50	3344.50
GREENWICH	1100.55	3386.48	5205.36	3087.82	14447.29	8299.69
GRIMSBY	3712.25	1995.50	1845.75	734.88	7400.75	3960.25
GUILDFORD	1551.00	609.50	1737.25	1187.50	2708.75	3580.00
HACKNEY	15441.04	6752.84	5309.59	2404.45	24176.83	9614.72
HALTON	3490.00	1078.75	2160.25	539.75	9131.00	5425.25
HAMBLETON	172.00	274.38	1063.50	240.00	1776.75	1653.75
HAMMERSMITH	5977.75	5904.25	3070.00	3411.13	11891.00	6068.50
HARBOROUGHS	866.75	207.75	806.75	151.38	1527.50	1582.50
HARINGEY	7056.95	7756.77	4551.19	2655.69	16766.14	8365.11
HARLOW	3214.23	286.38	2453.32	121.63	3693.19	3812.14
HARROGATE	1601.25	1118.00	1571.50	1039.25	3623.25	3390.75
HARROW	2533.63	1372.00	1460.13	1119.75	5729.50	4565.25
HART	595.75	154.13	552.50	168.25	1051.75	1142.25
HARTLEPOOL	1063.75	1492.75	2788.75	767.88	7893.25	4619.25
HASTINGS	1821.25	1804.00	999.00	1110.75	4644.75	3117.25
HAVANT	1268.63	668.75	793.13	207.63	3252.00	2116.25
HAVERING	4369.25	1003.50	3518.50	825.63	7959.25	7663.75
HEREFORD	1432.63	680.63	879.50	392.38	2377.25	1369.50
HERTSMERE	1605.75	290.63	1672.63	212.13	2384.25	2880.50
HIGH PEAK	1996.75	565.38	1430.25	453.50	3352.75	2747.75
HILLINGDON	1080.00	1308.25	3768.00	1125.50	7260.00	7604.25
HINCKLEY & BOSWORTH	1220.00	330.00	1166.00	201.50	2532.25	2568.75

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HOLDERNES	285.63	292.75	678.75	176.50	1682.25	1561.25
HORSHAM	1251.25	374.50	1428.00	337.25	2098.50	2144.25
HOUNSLOW	14863.88	1875.13	3619.25	1451.63	8271.75	7693.75
HOVE	1500.75	2593.50	974.75	1726.25	5099.00	3387.50
HUNTINGDON	1078.63	549.00	1736.75	399.63	3391.00	2967.00
HYNDBURN	757.00	818.50	1377.50	343.63	3717.25	2656.00
IPSWICH	3329.75	1608.50	2210.00	997.75	5923.25	4756.25
ISLES OF SCILLY	17.50	22.38	26.00	19.50	58.50	73.25
ISLINGTON	2659.58	4575.60	5786.54	1402.90	17118.89	7558.10
KENNET	1098.38	300.50	1184.50	230.00	1552.00	1452.00
KENSINGTON & CHELSEA	1081.50	6174.75	1698.00	2264.25	9040.25	2757.00
KERRIER	1696.00	1205.25	915.75	575.25	4536.25	2266.00
KETTERING	679.13	316.88	1443.63	218.50	2867.25	2835.25
KINGSTON UPON HULL	18057.50	4890.88	8168.00	2401.50	24800.25	11851.75
KINGSTON UPON THAMES	1885.00	1024.38	1674.00	1610.88	3767.75	3961.00
KINGSWOOD	115.13	432.13	1068.13	236.63	2989.75	2194.00
KIRKLEES	11991.50	3357.00	8613.00	1925.50	19405.25	14038.25
KNOWSLEY	3641.25	2038.88	4538.38	873.63	17901.50	7629.25
LAMBETH	15542.24	7066.12	5010.79	2098.63	20931.64	7308.97
LANCASTER	124.75	3111.75	1270.75	1512.25	7007.75	3732.75
LANGBAURTON	1751.00	2064.00	3755.50	723.25	10650.00	5763.75
LEEDS	30960.00	10357.50	20979.75	5453.50	46640.50	31614.75
LEICESTER	1957.00	4354.63	7833.00	2083.13	18879.50	12414.75

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LEOMINSTER	644.00	312.88	450.00	142.38	1197.25	787.75
LEWES	1132.25	604.25	1139.50	573.00	2665.75	3207.50
LEWISHAM	3580.73	5877.23	6622.65	2709.52	20491.61	10815.86
LICHFIELD	655.25	423.00	1377.25	321.38	2563.50	2689.75
LINCOLN	3987.50	1176.88	2150.75	527.38	5992.75	2913.50
LIVERPOOL	27704.53	19215.65	12719.32	6151.16	52792.72	26148.80
LUTON	3963.50	1918.38	2217.25	774.25	7795.75	5726.75
MACCLESFIELD	2174.41	815.85	1860.53	525.96	4554.88	4241.86
MAIDSTONE	1182.75	620.50	1804.00	703.25	3459.50	3267.75
MALDON	727.00	249.88	592.25	201.00	1542.50	1467.75
MALVERN HILLS	1585.13	431.50	1139.75	276.50	2636.50	1939.75
MANCHESTER	13700.75	14570.13	19040.50	10494.75	55788.50	35507.75
MANSFIELD	1164.63	1078.50	3055.75	536.75	5065.25	4633.50
MEDINA	1217.50	1221.75	845.75	795.50	3690.25	2806.25
MELTON	647.50	223.75	719.75	214.50	1086.50	1253.75
MENDIP	1514.63	587.63	1509.13	494.63	2741.00	2924.25
MERTON	3475.00	1659.88	2492.00	1517.00	6480.00	4936.50
MID BEDFORDSHIRE	1664.75	297.00	1482.50	288.75	2488.50	2863.50
MID DEVON	1277.50	420.38	891.25	259.13	2152.75	1346.50
MID SUFFOLK	1256.50	267.00	1164.00	243.25	2099.50	1938.25
MID SUSSEX	989.50	433.38	1061.75	565.38	1944.50	2286.00
MIDDLESBROUGH	1911.00	2807.50	4118.63	1167.13	13850.00	6651.25
MILTON KEYNES	5303.25	896.25	3291.50	408.50	6807.25	4779.50

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MOLE VALLEY	819.25	322.13	970.75	374.63	1415.00	1672.25
NEW FOREST	2028.25	830.38	1980.38	787.50	4096.50	4181.00
NEWARK	2106.25	719.13	1976.50	611.50	3545.50	3567.75
NEWBURY	1571.88	553.13	1532.50	499.38	2551.00	2556.75
NEWCASTLE UNDER LYME	553.25	677.38	2749.00	452.88	4915.75	4807.00
NEWCASTLE ON TYNE	8850.74	5858.22	11203.01	2805.34	26237.43	17958.42
NEWHAM	1003.50	4706.00	6656.50	2828.50	17615.00	13221.25
NORTH BEDFORDSHIRE	2580.25	1145.25	1800.00	677.75	4598.50	4109.00
NORTH CORNWALL	1398.50	681.75	981.75	438.25	3894.25	1967.25
NORTH DEVON	1506.75	1551.75	853.00	574.25	3711.75	1839.50
NORTH DORSET	741.50	229.13	831.50	239.88	1260.75	1541.75
NORTH EAST DERBY	1508.13	162.25	2739.88	207.50	2099.00	4116.00
NORTH HERTFORDSHIRE	1925.38	651.88	2502.38	616.88	2916.25	4349.00
NORTH KESTEVEN	1462.00	336.25	1257.00	208.50	2568.75	1950.50
NORTH NORFOLK	1774.00	659.88	1314.25	521.63	3429.25	2524.25
NORTH SHROPSHIRE	1004.88	362.00	860.00	238.63	1797.75	1523.50
NORTH TYNESIDE	9712.38	2944.88	7091.50	1868.50	14603.50	12288.75

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NORTH WARWICKSHIRE	1200.50	324.38	1254.25	331.00	2166.00	2459.25
NORTH WEST LEICESTERSHIRE	1163.00	473.50	1779.50	310.50	2219.25	3173.25
NORTH WILTSHIRE	1826.75	437.63	1707.25	346.38	2830.75	2556.75
NORTHAMPTON	1200.50	1505.88	3439.25	742.13	7905.00	6401.25
NORTHAVON	1064.13	475.75	1216.88	360.50	3091.25	2474.25
NORWICH	7086.63	2234.00	3999.75	2073.63	9729.50	5920.00
NOTTINGHAM	14582.25	6554.75	8952.50	3574.88	25489.50	13261.25
NUNEATON	1869.75	1172.13	2569.75	688.50	5406.00	5319.75
OADBY AND WIGSTON	493.25	185.50	387.50	204.00	1211.00	1379.75
OLDHAM	9192.25	1999.25	5683.00	979.00	13889.25	9148.50
OSWESTRY	1806.25	264.50	532.25	159.88	1320.50	917.50
OXFORD	2738.25	2101.50	1891.50	2123.25	5245.00	5172.50
PENDLE	2012.50	717.25	1346.00	247.13	4178.75	2303.00
PENWITH	1468.63	877.13	877.75	535.00	3406.50	1834.50
PETERBOROUGH	3000.00	2400.00	3163.88	1055.00	6832.25	5515.00
PLYMOUTH	17342.50	5088.25	3790.50	4382.25	14192.00	7721.50
POOLE	1937.75	1185.00	1412.75	721.63	4822.00	3679.00
PORTSMOUTH	16972.25	3555.25	4785.25	2292.13	11734.25	8010.00
PRESTON	4049.75	2015.38	2316.00	1096.50	7531.25	4475.25
PURBECK	516.38	264.63	473.00	241.25	1111.25	1053.25
READING	2303.00	2612.50	1744.50	2107.75	5328.75	4136.50
REDBRIDGE	1714.25	1594.63	2820.00	1099.00	8923.25	5977.00
REDDITCH	2709.00	318.38	1973.50	227.00	3493.50	2672.00

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REIGATE AND BANSTEAD	1327.65	494.66	1354.17	489.95	2290.78	2668.49
RESTORMHUB	12.50	1245.38	1052.88	605.25	3661.50	2299.75
RIBBLE VALLEY	428.00	170.88	485.25	126.50	989.25	1089.50
RICHMOND ON THE THAMES	154.50	689.50	172.75	955.25	943.50	
RICHMOND UPON THAMES	636.18	1548.93	2202.87	1652.66	5148.24	4847.97
ROCHDALE	80.75	1883.88	4722.00	918.63	12176.00	7716.25
ROCHESTER UPON MEDWAY	790.00	1232.88	2351.00	869.38	5284.00	3407.75
ROCHFORD	104.50	323.13	584.25	309.88	2202.75	2375.50
ROSSENDEN	195.00	414.13	1571.25	253.25	3056.75	2129.75
ROTHER	1019.00	666.50	760.25	478.75	2576.25	2519.75
ROTHERHAM	133.00	2090.88	8078.25	1399.63	15441.00	12229.25
RUGBY	1581.75	677.25	1446.75	410.13	3128.25	3204.50
RUNNYMEDE	707.5	398.63	948.25	467.13	1685.75	1875.50
RUSHCLIFFE	154.75	847.50	1122.00	594.38	2547.75	2778.00
RUSHMOOR	286.00	474.75	1173.50	443.00	2286.75	1896.75
RUTLAND	423.25	154.75	325.25	77.13	634.25	536.50
RYEDALE	921.50	506.38	871.25	374.50	2069.00	1744.25
SALFORD	14545.00	3897.50	9870.50	2528.75	20475.50	16045.50
SALISBURY	679.50	687.00	1538.75	590.50	2479.25	2558.75
SANDWELL	18042.50	2144.50	12681.50	1143.75	23869.50	18630.50
SCARBOROUGH	2145.75	1587.63	1794.75	884.00	4957.00	3610.75
SCUNTHORPE	123.75	1000.38	2124.50	294.88	4637.00	3230.75
SEDFIELD	1498.13	587.50	4038.88	473.88	5786.75	4909.50

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SEDGEMOOR	113.31	807.69	1471.90	505.40	3568.95	2985.73
SEFTON	7909.75	5628.50	3520.25	2183.00	18402.00	10384.50
SELBY	1298.25	456.63	1255.25	349.50	2333.00	1963.00
SEVENOAKS	113.75	1122.13	662.25	1123.50	2314.75	2000.00
SHEFFIELD	11305.50	8716.00	20993.25	7125.63	44666.00	31964.75
SHEPWAY	1343.25	1747.38	1019.25	831.38	3862.50	2675.25
SHREWSBURY & ATCHAM	1183.75	681.25	1433.75	438.88	3254.75	2552.75
SLOUGH	2451.63	764.25	1755.50	328.50	4557.25	2653.25
SOLIHULL	5947.50	878.38	3027.50	657.50	8665.50	5703.00
SOUTH BEDFORDSHIRE	1899.50	498.00	1656.50	354.00	3043.75	3398.50
SOUTH BUCKS	791.88	200.75	833.38	199.75	1127.25	1412.25
SOUTH CAMBRIDGESHIRE	1429.50	308.00	1583.25	334.88	2147.75	2699.00
SOUTH DERBYSHIRE	1096.75	298.50	1287.25	252.63	1931.50	2543.50
SOUTH HAMS	1129.88	512.88	964.75	466.25	2359.00	1701.00
SOUTH HEREFORDSHIRE	710.75	297.13	542.63	166.13	1269.50	906.50
SOUTH HOLLAND	1303.88	252.88	1291.00	126.63	2197.00	2050.00
SOUTH KESTEVEN	2429.25	633.25	2293.75	479.38	3615.50	3239.00
SOUTH LAKELAND	1243.25	626.88	1269.75	679.25	2411.75	2587.75
SOUTH NORFOLK	1657.50	426.13	1511.75	398.88	3038.00	2813.50



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SOUTH NORTHANTS	807.75	169.63	1005.25	135.25	1379.75	1856.00
SOUTH OXFORDSHIRE	1463.50	495.25	1734.75	479.63	2600.75	3332.00
SOUTH RIBBLE	1389.50	557.38	1136.75	367.00	3022.50	2568.75
SOUTH SHROPSHIRE	541.75	260.75	550.25	171.75	1075.75	986.25
SOUTH SOMERSET	2671.75	830.25	2766.25	526.25	4432.50	4788.50
SOUTH STAFFORDSHIRE	1791.00	480.75	1695.50	356.13	3010.75	3179.25
SOUTH TYNESIDE	11821.25	2400.38	6435.25	1229.63	15891.00	8707.75
SOUTH WIGHT	912.00	740.13	551.00	321.75	2708.00	1790.50
SOUTHAMPTON	6900.00	4299.00	4020.50	3144.13	12200.25	7500.25
SOUTHEND ON SEA	3374.00	3700.38	1864.88	1178.63	8772.00	5886.75
SOUTHWARK	5589.13	4872.38	7600.38	1796.25	22170.25	8739.50
SPELTHORNE	150.75	363.88	978.25	393.00	1954.50	1977.50
ST ALBANS	1582.50	667.25	1761.75	773.75	2636.50	3643.75
ST EDMUNDSBURY	1647.25	404.00	1466.38	337.38	2385.75	2299.50
ST HELENS	7838.50	1810.25	5490.00	1035.38	11786.75	9418.00
STAFFORD	1993.25	780.00	1663.75	705.00	3375.50	3363.75
STAFFS. MOORLANDS	1059.75	377.13	960.25	222.50	2453.25	2691.25
STEVENAGE	2632.75	330.63	2110.38	185.00	3164.25	3191.50
STOCKPORT	3991.75	3043.13	3531.50	1814.00	13604.00	9470.50

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STOCKTON ON TEES	8079.25	1821.38	4011.50	873.50	11837.75	6456.00
STOKE ON TRENT	9131.75	2773.88	6554.00	1199.88	15052.00	11175.00
STRATFORD ON AVON	419.75	482.75	1484.25	431.13	2595.00	3297.50
STROUD	1908.75	481.63	1623.50	395.63	3378.75	3170.50
SUFFOLK COASTAL	1346.25	559.75	1374.50	528.50	2631.75	3023.50
SUNDERLAND	4155.00	4003.63	11335.75	1898.25	25429.25	16708.50
SURREY HEATH	688.25	172.50	848.25	197.50	1179.50	1383.00
SUTTON	3172.75	1043.00	2905.38	988.38	5394.25	5599.75
SWALE	2397.50	978.25	1885.50	529.50	4479.75	2951.50
TAMESIDE	7921.75	2112.50	5266.50	1185.25	12795.75	9606.25
TAMWORTH	2678.00	472.50	1564.25	287.38	3768.75	2414.50
TANDRIDGE	755.50	242.63	875.75	228.25	1356.00	1493.25
TAUNTON DEANE	2034.75	805.13	1721.25	623.63	3316.50	2897.50
TEESDALE	350.75	294.75	329.25	216.75	816.25	651.00
TEIGNBRIDGE	619.37	1092.40	1117.62	651.19	4130.76	2679.27
TENDRING	1533.75	1696.88	1030.75	982.75	5952.50	5868.25
TEST VALLEY	1652.00	394.50	1470.25	351.75	2387.50	2094.75
TEWKSBURY	998.25	362.38	1078.00	409.50	1971.75	2343.50
THAMESDOWNS	4081.13	1527.88	2646.25	634.38	6438.00	5419.50
THANET	2706.50	3044.25	1722.25	1257.50	7620.75	5300.00
THE WREKIN	3239.00	759.50	2721.00	290.50	4999.25	3947.00

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THREE RIVERS	1267.25	170.63	1395.25	213.75	1856.25	2509.00
THURROCK	1517.57	522.28	2744.74	241.18	6130.79	4545.23
TONBRIDGE & MALLING	1411.88	419.00	1529.00	419.13	2373.00	2142.00
TORBAY	1628.25	2923.00	901.00	1285.38	7223.75	3791.25
TORRIDGE	760.50	703.75	605.75	335.63	2159.25	1199.75
TOWER HAMLETS	16592.00	3150.38	6849.75	1025.00	18784.25	8240.75
TRAFFORD	5460.00	3798.13	2893.75	1321.00	12170.00	6225.00
TUNBRIDGE WELLS	1419.25	683.38	1130.25	587.38	2523.75	1686.50
TYNEDALE	1056.75	307.13	837.50	269.50	1639.25	1521.25
UTTLESFORD	1013.75	197.75	973.50	199.75	1314.00	1616.75
VALE OF WHITE HORSE	1287.25	342.75	1173.38	319.00	2152.25	2204.50
VALE ROYAL	2812.63	513.50	1697.88	241.50	4027.50	3025.75
WAKEFIELD	13690.50	2080.88	11892.75	1476.25	18363.00	16350.25
WALSALL	12599.00	2044.50	10108.75	1029.00	17039.75	15813.75
WALTHAM FOREST	7397.50	3847.13	3427.50	2450.00	13887.25	8774.25
WANDSWORTH	10761.75	5433.75	6409.13	3632.63	15580.00	7353.75
WANSBECK	1361.75	392.88	2746.50	582.50	3241.50	3887.75
WANSDYKE	152.13	232.25	1174.00	234.75	2082.75	2459.00
WARRINGTON	1407.75	1056.25	3360.00	608.00	7183.25	6239.75
WARWICK	2173.63	1208.13	1831.25	752.38	4153.75	4412.50
WATFORD	1470.50	709.38	1251.00	403.75	2728.75	2704.25

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WAVENEY	2081.75	1832.88	1628.00	1042.50	5502.25	4206.00
WAVERLEY	305.63	407.13	1599.38	702.00	2208.75	3096.50
WEALDEN	1120.00	602.50	1082.25	476.13	2818.25	3267.50
WEAR VALLEY	2932.75	915.25	2060.75	593.38	4364.75	3006.25
WELLINGBOROUGH	450.50	450.50	1258.75	217.63	3091.50	2183.25
WELWYN HATFIELD	2400.00	338.88	2503.38	603.50	2954.00	4154.00
WEST DEVON	569.50	412.75	471.75	316.63	1408.25	1053.50
WEST DORSET	1363.00	525.75	1361.25	406.88	2306.25	2131.00
WEST LANCASHIRE	4880.50	542.00	2475.50	425.50	6830.50	4896.25
WEST LINDSEY	1553.75	510.63	1072.00	272.38	2724.00	1838.25
WEST NORFOLK	3022.75	1042.00	2130.50	819.63	5429.00	4210.75
WEST OXFORDSHIRE	1045.00	374.75	1133.50	356.38	1857.75	2098.25
WEST SOMERSET	644.38	300.38	604.63	326.50	1241.50	1249.25
WEST WILTSHIRE	1605.50	582.75	1607.75	439.75	2829.00	2784.25
WESTMINSTER	5551.50	5831.13	4211.50	3345.75	11388.00	5931.50
WEYMOUTH & PORTLAND	1166.00	880.38	951.50	472.75	2539.75	1817.75
WIGAN	12345.37	1763.43	8465.97	1017.03	17365.68	13303.30
WINCHESTER	1183.25	494.50	1650.00	662.75	2129.00	2625.00

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WINDSOR & MAIDENHEAD	1552.13	546.38	1726.88	486.75	2658.50	3139.50
WIRRAL	11681.75	5640.25	5762.00	2583.00	23973.25	15438.75
WOKING	1068.50	342.00	1031.50	411.25	1864.75	2111.75
WOKINGHAM	1100.00	286.50	889.25	393.50	1625.50	2210.50
WOLVERHAMPTON	2732.00	2732.00	8960.13	1199.25	21116.50	13451.25
WOODSPRINGS	2476.75	1474.50	2617.88	1141.50	5403.25	6452.25
WORCESTER	117.75	1018.75	1364.75	637.13	3796.25	2837.50
WORTHING	959.25	1299.50	851.00	1133.50	3537.50	3341.75
WYCHAVON	944.50	370.13	1643.38	283.38	3063.00	2829.50
WYCOMBE	2035.50	533.38	1992.00	539.38	3478.00	4128.75
WYRE	1494.51	1184.61	1298.68	645.91	4739.10	5534.23
WYRE FOREST	2460.75	559.38	1699.50	247.50	3867.25	2923.00
YORK	3270.63	1437.25	2217.13	1344.25	5432.00	3838.00
WALES						
ABERCONWAY	38.88	789.50	669.25	327.50	2631.75	1491.75
ALYN AND DEESIDE	1770.50	414.63	1287.00	233.38	3117.50	2369.00
ARFON	2119.50	620.63	1401.00	371.50	3460.00	1933.00
BLAENAU GWENT	3752.50	586.25	3364.25	299.13	4894.50	2786.50
BRECKNOCK	619.75	278.88	856.50	155.38	1217.75	1003.00
CARDIFF	10168.50	6709.63	4631.00	3000.13	20496.00	8437.25
CARMARTHEN	1160.50	548.25	822.25	298.25	2042.50	1091.75
CEREDIGION	79.00	886.13	761.38	935.25	2539.25	1252.50
COLWYN	1015.75	1126.88	887.75	611.38	3216.25	2319.25

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CYNON VALLEY	2174.00	767.00	1552.00	420.50	4103.00	1920.75
DELYN	1947.00	368.75	1376.25	164.75	3358.50	2099.75
DINEFWR	756.75	267.13	882.00	130.38	1535.50	1245.00
DWYFOR	525.50	414.13	308.75	192.00	1221.50	657.25
GLYNDWR	888.88	291.75	814.50	191.88	1515.25	1122.25
ISLWYN	1903.50	457.25	1998.00	325.50	3104.00	2231.00
LLANELLI	2728.50	805.50	2168.25	368.00	4750.00	2996.25
LLIW VALLEY	1917.00	301.88	1499.75	173.75	3139.25	2136.25
MEIRIONN MORDDUN	645.00	308.75	553.00	143.63	1460.50	949.00
MERTHYR TYDFIL	2910.50	761.38	1895.50	420.00	4283.25	2308.75
MONMOUTH	1136.25	385.88	1302.50	267.13	2478.75	1601.50
MONTGOMERY	799.00	407.75	757.25	247.25	1389.25	996.75
NEATH	2004.25	644.25	1834.25	306.50	3664.50	2748.50
NEWPORT	5935.25	2216.00	3169.75	671.88	9838.50	4634.25
OGWR	3918.00	1189.63	3154.75	583.00	6395.50	4482.75
PORT TALBOT	2240.88	532.38	1656.00	167.75	3336.75	1913.75
PRESELI	2158.25	604.25	1312.25	272.13	3225.50	1517.00
RADNOR	273.25	290.75	250.25	194.88	686.00	449.75
RHONDDA	2443.50	728.63	1605.75	453.13	5218.00	2747.50
RHUDDLANI	169.00	1430.88	578.00	570.00	4089.00	2307.50
RHYMNEY VALLEY	3783.25	816.75	3599.00	480.00	6088.75	4021.50
SOUTH PEMBROKESHIRE	1323.25	569.38	631.00	252.38	2401.75	969.25
SWANSEA	8095.75	3146.75	4062.25	2019.88	13572.75	8251.50

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TAFF- ELY	3011.00	606.38	2211.00	964.63	4807.25	3113.25
TORFAEN	4410.75	433.25	3768.00	219.00	5478.25	3949.75
VALE OF GLAMORGAN	2734.00	1462.25	1277.75	544.13	5584.75	2231.25
WREXHAM MAELOR	4927.38	607.63	3317.00	327.75	6274.25	4081.50
YNYS MON	2437.00	800.63	1502.50	357.50	3776.75	1983.25
SCOTLAND						
ABERDEEN	8077.25	1326.25	6745.25	1468.75	0.00	0.00
ANGUS	3291.25	659.63	2596.63	314.75	0.00	0.00
ANNANDALE & ESKDALE	135.63	193.50	1230.25	168.13	0.00	0.00
ARGYLL- BUTE	2198.75	564.13	1640.50	457.00	0.00	0.00
BADENOCH	260.00	90.25	265.50	89.75	0.00	0.00
BANFF AND BUCHAN	2789.00	372.50	2387.75	138.50	0.00	0.00
BEARSDEN & MILNGAVIE	423.00	37.50	504.25	38.13	0.00	0.00
BERWICKSHIRE	0.00	166.13	583.00	114.75	0.00	0.00
BORDERS	0.00	0.00	0.00	0.00	4322.00	8198.00
CAITHNESS	905.45	165.19	679.03	81.99	0.00	0.00
CENTRAL	0.00	0.00	0.00	0.00	16566.00	18829.00
CLACKMANNAN	211.00	167.25	2664.50	114.50	0.00	0.00
CLYDEBANK	363.75	396.13	3024.00	158.50	0.00	0.00
CLYDESDALE	216.25	163.25	2048.20	66.64	0.00	0.00

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(1)	(2)				(3)	
	Housing Benefit				Rate Rebates/ Community Charge Rebates	
	Authority	(a) Income Support Cases		(b) Non-Income Support Cases		(a) Income Support Cases
(i) Local Authority Tenants (Rent Rebates)		(ii) Private Tenants (Rent Allowances)	(i) Local Authority Tenants (Rent Rebates)	(ii) Private Tenants (Rent Allowances)		
CUMBERNAULD	1551.00	120.13	1095.50	32.75	0.00	0.00
CUMNOCK & DOON	2269.09	148.38	2652.94	85.44	0.00	0.00
CUNNINGHAM	7208.88	1086.25	5109.75	277.75	0.00	0.00
DUMBARTON	6847.75	352.13	2771.50	175.38	0.00	0.00
DUMFRIES & GALLOWAY	0.00	0.00	0.00	0.00	8124.00	16042.00
DUNDEE	11070.50	2295.38	8528.75	1743.50	0.00	0.00
DUNFERMLINE	468.50	595.50	5170.75	310.50	0.00	0.00
EAST KILBRIDE	361.25	257.75	277.75	56.75	0.00	0.00
EAST LOTHIAN	3208.50	470.88	3779.00	245.13	0.00	0.00
EASTWOOD	971.50	95.50	398.75	97.00	0.00	0.00
EDINBURGH	14740.50	9748.25	12068.75	10303.63	0.00	0.00
ETTRICK & LAUDERDALE	589.00	203.88	706.38	203.63	0.00	0.00
FALKIRK	7279.16	623.77	6779.50	387.87	0.00	0.00
FIFE	0.00	0.00	0.00	0.00	11997.50	43101.00
GLASGOW	64786.00	15993.75	35939.00	7536.38	0.00	0.00
GORDON	1026.00	319.50	1167.50	174.50	0.00	0.00
GRAMPIAN	0.00	0.00	0.00	0.00	24688.00	26312.00
HAMILTON	6486.75	317.00	4666.63	100.88	0.00	0.00
HIGHLAND	0.00	0.00	0.00		13363.50	18832.00
INVERCLYDE	639.50	602.63	4325.75	541.25	0.00	0.00
INVERNESS	5417.72	703.44	1373.73	187.29	0.00	0.00
KILMARNOCK	653.25	377.63	4262.50	160.00	0.00	0.00



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(1)	(2)				(3)	
	Housing Benefit				Rate Rebates/ Community Charge Rebates	
	Authority	(a) Income Support Cases		(b) Non-Income Support Cases		(a) Income Support Cases
(i) Local Authority Tenants (Rent Rebates)		(ii) Private Tenants (Rent Allowances)	(i) Local Authority Tenants (Rent Rebates)	(ii) Private Tenants (Rent Allowances)		
KINCARDINE & DEESIDE	518.50	100.88	618.75	66.00	0.00	0.00
KIRKCALDIE	6463.75	1179.50	5654.25	551.75	0.00	0.00
KYLE & CARRICK	4841.63	603.13	4427.25	342.00	0.00	0.00
LOCHABER	707.75	199.75	678.00	85.00	0.00	0.00
LOTHIAN	0.00	0.00	0.00	0.00	72671.00	94991.00
MIDLOTHIAN	2106.00	454.38	2637.25	547.13	0.00	0.00
MONKLAND	899.00	148.00	5813.50	80.38	0.00	0.00
MORAY	2380.75	517.38	2353.25	316.00	0.00	0.00
MOTHERWELL	7116.25	432.13	8427.25	282.25	0.00	0.00
NAIRN	338.25	83.75	290.50	63.25	0.00	0.00
NITHSDALE	843.50	451.63	1575.75	238.25	0.00	0.00
NORTH EAST FIFE	1590.50	368.25	1757.50	404.00	0.00	0.00
ORKNEY	342.12	110.75	271.77	47.64	1075.00	1970.00
PERTH & KINROSS	3089.00	1044.38	3246.25	665.63	0.00	0.00
RENFREW	10099.00	1095.63	8466.00	621.75	0.00	0.00
ROSS & CROMARTY	1915.75	507.50	1143.75	141.50	0.00	0.00
ROXBURGH	118.25	165.75	1162.00	130.75	0.00	0.00
SHETLAND	80.25	131.38	424.50	33.50	946.50	1178.00
SKYE & LOCHALSH	346.72	169.57	194.69	129.88	0.00	0.00
STEWARTON	600.25	128.13	552.25	90.00	0.00	0.00
STIRLING	3039.62	548.89	3566.53	585.20	0.00	0.00
STRATHCLYDE	0.00	0.00	0.00	0.00	240892.00	188744.00

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(1)	(2)				(3)	
	Housing Benefit				Rate Rebates/ Community Charge Rebates	
	Authority	(a) Income Support Cases		(b) Non-Income Support Cases		(a) Income Support Cases
(i) Local Authority Tenants (Rent Rebates)		(ii) Private Tenants (Rent Allowances)	(i) Local Authority Tenants (Rent Rebates)	(ii) Private Tenants (Rent Allowances)		
STRATHKELVIN	2411.25	177.00	2238.25	136.25	0.00	0.00
SUTHERLAND	185.00	77.00	359.00	33.50	0.00	0.00
TAYSIDE	0.00	0.00	0.00	0.00	26046.50	31444.00
TWEEDDALE	261.50	130.00	434.00	154.50	0.00	0.00
WEST LOTHIAN	4861.88	527.50	4074.00	359.38	0.00	0.00
WESTERN ISLES	851.98	172.49	396.28	33.09	2721.00	3841.00
WIGTOWN	1394.75	258.00	1212.25	161.25	0.00	0.00
NEW TOWNS						
BASILDON (DC)	4228.25	0.00	2553.50	0.00	0.00	0.00
CORBY NEW TOWN	6.50	0.00	6.50	0.00	0.00	0.00
CUMBERNAULTY (DC)	2195.00	0.00	1520.00	0.00	0.00	0.00
EAST KILBRIDE (DC)	2977.00	0.00	2927.00	0.00	0.00	0.00
GLENROTHES	1263.00	0.00	1417.00	0.00	0.00	0.00
IRVINE	1151.00	0.00	841.00	0.00	0.00	0.00
LIVINGSTON	2170.00	0.00	1317.00	0.00	0.00	0.00
D.B. RURAL WALES	233.50	0.00	208.75	0.00	0.00	0.00
SCOTTISH HOMES	19509.00	0.00	15293.00	0.00	0.00	0.00
TELFORD	2585.50	0.00	1538.50	0.00	0.00	0.00
WARRINGTON (DC)	2022.25	0.00	2613.75	0.00	0.00	0.00

## SCHEDULE 8

Schedules 1 &amp; 2

## PRESCRIBED FIGURES FOR THE CALCULATION OF THE APPLICABLE AMOUNT

(1) Authority Type	(2) Housing Benefit					
(a) Persons on Income Support	(i) Local Authority Tenants — Rent Rebate	(ii) Private Tenants — Rent Allowance	(b) Persons not on Income Support			
(i) Local Authority Tenants — Rent Rebate	(ii) Private Tenants — Rent Allowance	(3) Community Charge Benefit				
(a) Persons on Income Support	(b) Persons not on Income Support					
Non- metropolitan authorities and new town corporations in England	7.98	43.45	9.75	46.08	21.49	23.28
Non- metropolitan authorities and new town corporations in Scotland and the Scottish Homes	8.27	45.80	7.96	32.82	11.65	11.26
Non- metropolitan authorities and new town corporations in Wales and the Development	9.55	43.06	10.88	46.63	23.37	25.17

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(1) Authority Type	(2) Housing Benefit					
(a) Persons on Income Support	(i) Local Authority Tenants — Rent Rebate	(ii) Private Tenants — Rent Allowance	(b) Persons not on Income Support			
(a) Persons on Income Support	(i) Local Authority Tenants — Rent Rebate	(ii) Private Tenants — Rent Allowance	(3) Community Charge Benefit			
(a) Persons on Income Support	(b) Persons not on Income Support					
Board for Rural Wales						
Metropolitan authorities	8.49	38.48	11.53	51.21	20.59	25.36
London Boroughs	8.83	42.15	11.47	49.50	27.69	33.12

SCHEDULE 9

Schedules 1 & 2

AREA COST ADJUSTMENT FIGURES

(1) Authority	(2) Cost adjustment figure
ADUR	1.032240
ARUN	1.032240
ASHFORD	1.032240
AYLESBURY VALE	1.032240
BARKING	1.096590
BARNET	1.096590
BASILDON	1.064480
BASINGSTOKE	1.032240
BEXLEY	1.096590
BRACKNELL	1.064480

(1) Authority	(2) Cost adjustment figure
BRAINTREE	1.032240
BRENT	1.096590
BRENTWOOD	1.064480
BRIGHTON	1.032240
BROMLEY	1.096590
BROXBOURNE	1.096720
CAMDEN	1.137345
CANTERBURY	1.032240
CASTLE POINT	1.032240
CHELMSFORD	1.032240
CHERWELL	1.032240
CHICHESTER	1.032240
CHILTERN	1.064480
CITY OF LONDON	1.276705
COLCHESTER	1.032240
CRAWLEY	1.064480
CROYDON	1.096590
DACORUM	1.064480
DARTFORD	1.096720
DOVER	1.032240
EALING	1.096590
EAST HAMPSHIRE	1.032240
EAST HERTFORDSHIRE	1.064480
EASTBOURNE	1.032240
EASTLEIGH	1.032240
ELMBRIDGE	1.096720
ENFIELD	1.096590
EPPING FOREST	1.096720
EPSOM AND EWELL	1.096720
FAREHAM	1.032240
GILLINGHAM	1.032240
GOSPORT	1.032240
GRAVESHAM	1.032240
GREENWICH	1.137345

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(1) Authority	(2) Cost adjustment figure
GUILDFORD	1.064480
HACKNEY	1.137345
HAMMERSMITH AND FULHAM	1.137345
HARINGEY	1.096590
HARLOW	1.064480
HARROW	1.096590
HART	1.032240
HASTINGS	1.032240
HAVANT	1.032240
HAVERING	1.096590
HERTSMERE	1.096720
HILLINGDON	1.096590
HORSHAM	1.032240
HOUNSLOW	1.096590
HOVE	1.032240
ISLINGTON	1.137345
KENSINGTON AND CHELSEA	1.137345
KINGSTON UPON THAMES	1.096590
LAMBETH	1.137345
LEWES	1.032240
LEWISHAM	1.137345
LUTON	1.032240
MAIDSTONE	1.032240
MALDON	1.032240
MEDINA	1.032240
MERTON	1.096590
MID BEDFORDSHIRE	1.032240
MID SUSSEX	1.032240
MILTON KEYNES	1.032240
MOLE VALLEY	1.064480
NEW FOREST	1.032240
NEWBURY	1.032240
NEWHAM	1.096590
NORTH BEDFORDSHIRE	1.032240

(1) Authority	(2) Cost adjustment figure
NORTH HERTFORDSHIRE	1.032240
OXFORD	1.032240
PORTSMOUTH	1.032240
READING	1.032240
REDBRIDGE	1.096590
REIGATE AND BANSTEAD	1.096720
RICHMOND UPON THAMES	1.096590
ROCHESTER UPON MEDWAY	1.032240
ROCHFORD	1.032240
ROTHER	1.032240
RUNNEYSMEDE	1.064480
RUSHMOOR	1.032240
SEVENOAKS	1.064480
SHEPWAY	1.032240
SLOUGH	1.096720
SOUTH BEDFORDSHIRE	1.032240
SOUTH BUCKS	1.096720
SOUTH OXFORDSHIRE	1.032240
SOUTH WIGHT	1.032240
SOUTHAMPTON	1.032240
SOTHEM ON SEA	1.032240
SOUTHWARK	1.137345
SPELTHORNE	1.096720
ST ALBANS	1.064480
STEVENAGE	1.032240
SURREY HEATH	1.064480
SUTTON	1.096590
SWALE	1.032240
TANDRIDGE	1.064480
TENDRING	1.032240
TEST VALLEY	1.032240
THANET	1.032240
THREE RIVERS	1.096720
THURROCK	1.064480

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(1) Authority	(2) Cost adjustment figure
TONBRIDGE AND MALLING	1.032240
TOWER HAMLETS	1.137345
TUNBRIDGE WELLS	1.032240
UTTLETSFORD	1.032240
VALE OF WHITE HORSE	1.032240
WALTHAM FOREST	1.096590
WANDSWORTH	1.137345
WATFORD	1.096720
WAVERLEY	1.064480
WEALDEN	1.032240
WELWYN HATFIELD	1.064480(r)
WESTMINSTER	1.137345
WEST OXFORDSHIRE	1.032240
WINCHESTER	1.032240
WINDSOR AND MAIDENHEAD	1.064480
WOKING	1.064480
WOKINGHAM	1.032240
WORTHING	1.032240
WYCOMBE	1.032240

SCHEDULE 10

Schedules 1 & 2

PRESCRIBED FIGURES FOR THE CALCULATION OF  
THE FURTHER AND SUPPLEMENTARY AMOUNTS

(2) Housing Benefit (a) Local Authority Tenants — Rent Rebate (1) Authority Type	Persons not on Income Support		
	(b) Private Tenants — Rent Allowance	(3) Community Charge Benefit	
Non-metropolitan authorities and new town corporations in England	10.06	47.62	24.19
Non-metropolitan authorities and new town corporations	8.21	33.92	11.70



(2) Housing Benefit (a) Local Authority Tenants —Rent Rebate (1) Authority Type in Scotland and the Scottish Homes	Persons not on Income Support		
	(b) Private Tenants — Rent Allowance	(3) Community Charge Benefit	
Non-Metropolitan authorities and new town corporations in Wales and the Development Board for Rural Wales	11.22	48.19	26.16
Metropolitan authorities	11.89	52.92	26.35
London Boroughs	11.83	51.16	34.41

### EXPLANATORY NOTE

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

This Order makes provision for the calculation of housing benefit and community charge benefit subsidy payable under the Social Security Act 1986 to authorities administering housing benefit and community charge benefit.

It sets out in Part II the manner in which the total figure for an authority's housing benefit subsidy in respect of rent rebates and allowances and, in Scotland, community charge rebates, for the year ending 31st March 1991 is calculated (articles 3(a) and 4 to 11 and Schedules 3, 4, 5 and 6), and the manner of calculating the additional sum payable to an authority in respect of the costs of administering housing benefit (article 3(b) and Schedules 1, 7, 8, 9 and 10).

The Order also makes provision for additions and deductions to subsidy in respect of rent rebates or allowances (articles 12 and 13) and for the modification of the provisions for subsidy in respect of payments of housing benefit in excess of entitlement, under section 32 of the Social Security and Housing Benefits Act 1982 and discovered in the relevant year (article 14).

In addition, the Order sets out in Part III the manner in which the total figure for the appropriate authority's subsidy in respect of community charge benefit for the year ending 31st March 1991 is calculated (articles 16(a) and 17 to 19), and the manner of calculating the additional sum payable to an appropriate authority in respect of the costs of administering community charge benefit (article 16(b) and Schedules 2, 7, 8, 9 and 10); and it makes provision for additions and deductions to subsidy in respect of community charge benefit (articles 20 and 21).