
STATUTORY INSTRUMENTS

1994 No. 2945

**The Social Security (Incapacity Benefit —
Increases for Dependants) Regulations 1994**

PART III

Adult Dependants

Disqualification for receipt of increases in cases of imprisonment and absence abroad

14.—(1) Subject to paragraph (2), where an adult (other than the spouse [^{F1}or civil partner] of the beneficiary) in respect of whom a beneficiary is entitled to an increase of incapacity benefit under paragraph (1)(c) or (d) of regulation 9 is absent from Great Britain, or is undergoing imprisonment or detention in legal custody, the beneficiary shall not be entitled to that increase.

(2) Paragraph (1) shall not apply in the case of an adult who is absent from Great Britain and who is resident with the beneficiary in circumstances where the disqualification for receipt of incapacity benefit does not apply in the case of the beneficiary by virtue of regulation 2 of the Social Security Benefit (Persons Abroad) Regulations 1975 ^{M1}.

Textual Amendments

F1 Words in [reg. 14\(1\)](#) inserted (5.12.2005) by [The Civil Partnership \(Pensions, Social Security and Child Support\) \(Consequential, etc. Provisions\) Order 2005 \(S.I. 2005/2877\)](#), art. 1, [Sch. 3 para. 23\(5\)](#) (with art. 3)

Marginal Citations

M1 [S.I. 1975/563](#). The relevant amending instruments are [S.I. 1977/342](#) and 1679, 1983/186, 1984/1303, 1986/1545, 1990/40 and 1994/268.

Changes to legislation:

There are currently no known outstanding effects for the The Social Security (Incapacity Benefit — Increases for Dependants) Regulations 1994, Section 14.