

## STATUTORY INSTRUMENTS

# 1994 No. 2946

## The Social Security (Incapacity Benefit) Regulations 1994

### [<sup>F1</sup>PART V

#### REDUCTION OR ABATEMENT OF INCAPACITY BENEFIT FOR OCCUPATIONAL OR OTHER PENSION PAYMENTS

##### [<sup>F1</sup>Pension payment made other than weekly

24.—(1) Where a pension payment [<sup>F2</sup>or PPF periodic payment], or an aggregate of such payments, as the case may be, is paid to a person for a period other than a week, such payments shall be treated as being made to that person by way of weekly pension payments [<sup>F3</sup>or weekly PPF periodic payments] and the weekly amount shall be determined—

- (a) where payment is made for a year, by dividing the total by 52;
  - (b) where payment is made for 3 months, by dividing the total by 13;
  - (c) where payment is made for a month, by multiplying the total by 12 and dividing the result by 52;
  - (d) where payment is made for 2 or more months, otherwise than for a year or for 3 months, by dividing the total by the number of months, multiplying the result by 12 and dividing the result of that multiplication by 52; or
  - (e) in any other case, by dividing the amount of the payment by the number of days in the period for which it is made and multiplying the result by 7.
- (2) In determining the weekly amount of the pension payment [<sup>F2</sup>or PPF periodic payment]—
- (a) there shall be disregarded the sum of less than one half of a penny; and
  - (b) the sum of one half of a penny or more but less than one penny shall be rounded up to one penny.

(3) In determining the weekly pension payment [<sup>F4</sup>or weekly PPF periodic payment], where two or more pension payments [<sup>F5</sup>or PPF periodic payments] are payable to a person, each pension payment [<sup>F6</sup>or PPF periodic payment] shall be calculated separately in accordance with paragraph (1) before aggregating the sum of those payments for the purposes of the reduction of the benefit in accordance with section 30DD(1) of the Contributions and Benefits Act.]

##### Textual Amendments

- F1** Pt. 4, 5 inserted (6.4.2001) by [The Social Security \(Incapacity Benefit\) Miscellaneous Amendments Regulations 2000 \(S.I. 2000/3120\)](#), regs. 1, **2(5)** (with reg. 6)
- F2** Words in reg. 24(1)(2) inserted (5.5.2006) by [The Social Security \(PPF Payments and FAS Payments\) \(Consequential Amendments\) Regulations 2006 \(S.I. 2006/1069\)](#), reg. 1(1), **4(5)(a)**
- F3** Words in reg. 24(1) inserted (5.5.2006) by [The Social Security \(PPF Payments and FAS Payments\) \(Consequential Amendments\) Regulations 2006 \(S.I. 2006/1069\)](#), reg. 1(1), **4(5)(b)**

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**Changes to legislation:** *There are currently no known outstanding effects for the The Social Security (Incapacity Benefit) Regulations 1994, Section 24. (See end of Document for details)*

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- F4** Words in reg. 24(3) inserted (5.5.2006) by The Social Security (PPF Payments and FAS Payments) (Consequential Amendments) Regulations 2006 (S.I. 2006/1069), regs. 1(1), **4(5)(c)(i)**
- F5** Words in reg. 24(3) inserted (5.5.2006) by The Social Security (PPF Payments and FAS Payments) (Consequential Amendments) Regulations 2006 (S.I. 2006/1069), regs. 1(1), **4(5)(c)(ii)**
- F6** Words in reg. 24(3) inserted (5.5.2006) by The Social Security (PPF Payments and FAS Payments) (Consequential Amendments) Regulations 2006 (S.I. 2006/1069), regs. 1(1), **4(5)(c)(iii)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Incapacity Benefit) Regulations 1994, Section 24.