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STATUTORY INSTRUMENTS

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**1995 No. 482**

**The Disability Working Allowance and Income Support (General) Amendment Regulations 1995**

**Amendment of Schedule 2 to the Income Support Regulations**

**16.**—(1) Paragraph 12 of Schedule 2 to the Income Support Regulations (additional condition for the higher pensioner and disability premiums)<sup>M1</sup> shall be amended in accordance with the following provisions of this regulation and regulation 17.

(2) In sub-paragraph (1)(a)(i) and (c)(i) for the words “invalidity pension” in each place where they occur there shall be substituted the words “long-term incapacity benefit”.

(3) After sub-paragraph (5)<sup>M2</sup> there shall be added the following sub-paragraph—

“(6) For the purposes of sub-paragraph (1)(a)(i) and (c)(i), a reference to a person in receipt of long-term incapacity benefit includes a person in receipt of short-term incapacity benefit at a rate equal to the long-term rate by virtue of section 30B(4)(a) of the Contributions and Benefits Act (short-term incapacity benefit for a person who is terminally ill), or who would be or would have been in receipt of short-term incapacity benefit at such a rate but for the fact that the rate of short-term incapacity benefit already payable to him is or was equal to or greater than the long-term rate..”

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**Marginal Citations**

**M1** Relevant amending instruments are [S.I. 1988/663](#) and 2022, 1991/2742 and 1994/2139.

**M2** Sub-paragraph (5) was added by [S.I. 1988/2022](#).

**Changes to legislation:**

There are currently no known outstanding effects for the The Disability Working Allowance and Income Support (General) Amendment Regulations 1995, Section 16.