

SCHEDULE 8

Articles 13 and 21

BENEFIT SAVINGS

PART I

GENERAL INTERPRETATION

1.—(1) The additions to or deductions from, as the case may be, housing benefit subsidy or council tax subsidy referred to in articles 13 and 21 shall be calculated in accordance with this Schedule.

(2) In this Schedule, unless the context otherwise requires—

A is equal to $(B + C) \times 32$;

B is the total sum of housing benefit savings made by a relevant authority;

C is the total sum of housing benefit related savings made by a relevant authority;

D is equal to $(E + F) \times 32$;

E is the total sum of council tax benefit savings made by a relevant authority;

F is the total sum of council tax benefit related savings made by a relevant authority;

G, in the case of a relevant authority, is the figure prescribed in column (2) of the Table in Part IV for that authority;

H is 0.75 of the value of G;

I is 0.5 of the value of G;

J is 0.25 of the value of G:

“authorised person” means

- (i) an officer of a relevant authority; or
- (ii) an employee of a relevant authority’s contractor, where that individual has been designated by that authority for the investigation of fraud;

“council tax benefit savings” means any amount which would have been allowed by way of council tax benefit to a claimant during a benefit week, but for the investigation and intervention of one or more authorised persons, and which would, had that amount been allowed as council tax benefit, have been fraudulent excess benefit, within the meaning of article 18(7), or in a case where only a proportion of that non-allowance was due to that investigation and intervention the amount shall be that proportion;

“council tax benefit related savings” means—

- (i) where council tax benefit savings have been established and that investigation has also led to a determination by an adjudication officer that no relevant benefit, or less relevant benefit is payable, any amount of relevant benefit is payable, that would, but for that investigation and consequent determination, have been paid to that claimant in a payment week; and
- (ii) in a case where the council tax benefit savings were less than the total council tax benefit not allowed, the council tax benefit related savings shall be an amount determined by applying to the total of relevant benefit not paid a percentage equal to the percentage which those council tax benefit savings bear to the total council tax benefit not allowed.

except that in neither case shall it include any amount which has been included in the housing benefit related savings for that authority;

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“housing benefit savings” means any amount which would have been paid by way of housing benefit to a claimant during a benefit week, but for the investigation and intervention of one or more authorised persons, and which would, had that amount been paid as housing benefit, have been a fraudulent overpayment, within the meaning of article 10(S), or, in a case where only a proportion of that non-payment was due to that investigation and intervention, the amount shall be that proportion;

“housing benefit related savings” means—

- (i) where housing benefit savings under this Schedule have been established and that investigation has also led to a determination by an adjudication officer that no relevant benefit or less relevant benefit is payable, any amount of relevant benefit that would, but for that investigation and consequent determination, have been paid to that claimant in a payment week; and
- (ii) in a case where the housing benefit savings were less than the total housing benefit not paid, the housing benefit related savings shall be an amount determined by applying to the total of relevant benefit not paid a percentage equal to the percentage which those housing benefit savings bear to the total housing benefit not paid;

“a payment week” means—

- (i) in the case of income support, a benefit week within the meaning prescribed therefor in regulation 2(1) of the Income Support (General) Regulations 1987(1);
- (ii) in the case of invalidity benefit, severe disablement allowance or sickness benefit, the week in advance in which such benefit is to be paid pursuant to regulation 24(1) of the Social Security (Claims and Payments) Regulations 1987(2) or, in a case where that regulation does not apply, would be so paid if that regulation did apply;
- (iii) in the case of retirement pension, the week in arrears in which such benefit is to be paid pursuant to regulation 22(1) of the Social Security (Claims and Payments) Regulations 1987(3) or, in a case where that regulation does not apply, would be so paid if that regulation did apply; “a relevant authority” is an authority identified in column (1) of the Table in Part IV, and

“relevant benefit” means income support, invalidity benefit, retirement pension, severe disablement allowance or sickness benefit, in a case where a claimant who is in receipt of housing benefit or council tax benefit, as the case may be, is also in receipt of income support.

PART II

HOUSING BENEFIT SAVINGS

Addition to housing benefit subsidy

2.—(1) Subject to sub-paragraph (2) below, in the case of a relevant authority where the savings which are the sum of (A + D) are greater than H, the addition for that authority shall be 10 per cent. of the sum calculated by applying the following formula—

$$\frac{\{(A + D) - H\} \times A}{(A + D)}$$

(1) [S.I. 1987/1967](#); the definition of “benefit week” was added by [S.I. 1988/1445](#).
 (2) [S.I. 1987/1968](#).
 (3) The relevant amendment is [S.I. 1991/2741](#).

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(2) In the case of an authority where the savings which are the sum of (A + D) are greater than G, the addition for that authority shall be the sum calculated for that authority in sub-paragraph (1) above plus 10 per cent. of the sum calculated by applying the following formula—

$$\{(A + D) - G\} \times \frac{A}{(A + D)}$$

3. In the case of a relevant authority where the savings which are the sum of (A + D) do not exceed H, but do exceed I, there shall be no addition or deduction under this Part for that authority.

Deduction from housing benefit subsidy

4.—(1) Subject to sub-paragraphs (2) and (3) below, in the case of a relevant authority where the savings which are the sum of (A + D) are less than I, the deduction for that authority shall be 20 per cent. of the sum calculated by applying the following formula—

$$\{(A + D) - I\} \times \frac{A}{(A + D)}$$

(2) Subject to sub-paragraph (3) below, in the case of an authority where the savings which are the sum of (A + D) are less than J, the deduction for that authority shall be the sum calculated for that authority in sub-paragraph (1) above together with a further amount of 30 per cent. of the sum calculated by applying the following formula—

$$\{(A + D) - J\} \times \frac{A}{(A + D)}$$

(3) In a case where the value of G for a relevant authority is less than E60,000, there shall be no deduction for that authority.

PART III

COUNCIL TAX BENEFIT SAVINGS

Council tax benefit savings

5.—(1) Subject to sub-paragraph (2) below, in the case of an authority where the savings which are the sum of (A + D) are greater than H, the addition for that authority shall be 10 per cent. of the sum calculated by applying the following formula—

$$\{(A + D) - H\} \times \frac{D}{(A + D)}$$

(2) In the case of an authority where the savings which are the sum of (A + D) are greater than G, the addition for that authority shall be the sum calculated for that authority in sub-paragraph (1) above plus 10 per cent. of the sum calculated by applying the following formula—

$$\{(A + D) - G\} \times \frac{D}{(A + D)}$$

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6. In the case of an authority where the savings which are the sum of (A + D) do not exceed H, but do exceed I, there shall be no addition or deduction under this Part for that authority.

Deduction from council tax benefit subsidy

7.—(1) Subject to sub-paragraphs (2) and (3) below, in the case of an authority where the savings which are the sum of (A + D) are less than I, the deduction for that authority shall be 20 per cent. of the sum calculated by applying the following formula—

$$\frac{\{(A + D) - I\} \times D}{(A + D)}$$

(2) Subject to sub-paragraph (3) below, in the case of an authority where the savings which are the sum of (A + D) are less than J, the deduction for that authority shall be the amount calculated for that authority in sub-paragraph (1) above, together with a further amount of 30 per cent. of the sum calculated by applying the following formula—

$$\frac{\{(A + D) - J\} \times D}{(A + D)}$$

(3) In a case where the value of G for a relevant authority is less than £60,000, there shall be no deduction for that authority.

PART IV

TABLE

8. The Table referred to in this Schedule is as follows:

<i>Authority</i>	<i>Prescribed Figure (£)</i>
ENGLAND	
Adur	97,802
Allerdale	113,789
Alnwick	38,906
Amber Valley	115,075
Arun	212,055
Ashfield	81,786
Ashford	120,242
Aylesbury Vale	104,908
Babergh	89,192
Barking and Dagenham	216,822
Barnet	532,090
Barnsley	309,524
Barrow-in-Fumess	117,541

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<i>Authority</i>	<i>Prescribed Figure (£)</i>
Basildon	141,740
Basingstoke and Deane	209,955
Bassetlaw	118,232
Bath	218,950
Bedford	183,118
Berwick-upon-Tweed	19,384
Beverley	57,438
Bexley	297,263
Birmingham	2,268,814
Blaby	29,076
Blackburn	233,934
Blackpool	429,863
Blyth Valley	129,418
Bolsover	80,837
Bolton	375,760
Boothfeny	69,986
Boston	66,102
Bournemouth	499,623
Bracknell Forest	134,693
Bradford	915,452
Braintree	172,410
Breckland	127,097
Brent	1,063,596
Brentwood	61,494
Bridgnorth	33,981
Brighton	414,194
Bristol	769,979
Broadland	102,648
Bromley	372,388
Bromsgrove	56,186
Broxboume	78,439
Broxtowe	122,403
Bumley	160,079
Bury	168,768

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<i>Authority</i>	<i>Prescribed Figure (£)</i>
Calderdale	302,508
Cambridge	212,493
Camden	1,044,989
Cannock Chase	90,959
Canterbury	211,160
Caradon	120,106
Carlisle	139,904
Carrick	172,911
Castle Morpeth	37,523
Castle Point	64,824
Charnwood	121,238
Chelmsford	168,041
Cheltenham	133,684
Cherwell	182,318
Chester	163,644
Chester-le-Street	57,260
Chesterfield	158,374
Chichester	156,945
Chiltern	91,370
Chorley	83,246
Christchurch	44,411
City of London	24,727
Cleethorpes	102,815
Colchester	197,811
Congleton	56,942
Copeland	76,034
Corby	64,938
Cotswold	116,570
Coventry	552,053
Craven	51,365
Crawley	148,919
Crewe and Nantwich	112,007
Croydon	861,293
Dacomm	188,159

<i>Authority</i>	<i>Prescribed Figure (£)</i>
Darlington	177,210
Dartford	126,518
Daventry	57,275
Derby	430,25 1
Derbyshire Dales	35,685
Derwentside	155,376
Doncaster	404,045
Dover	218,561
Dudley	464,55 1
Durham	102,920
Ealing	954,749
Easington	148,211
East Cambridgeshire	47,873
East Devon	170,789
East Dorset	89,383
East Hampshire	124,635
East Hertfordshire	77,776
East Lindsey	173,672
East Northamptonshire	73,456
East Staffordshire	94,007
East Yorkshire	173,163
Eastbourne	170,883
Eastleigh	85,115
Eden	40,782
Ellesmere Port and Elmbridge	68,960
Elmbridge	183,812
Enfield	622,37 1
Epping Forest	171,443
Epsom and Ewe11	67,534
Erewash	98.85 1
Exeter	238,539
Fareham	58,020
Fenland	132,185
Forest Heath	65,409

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<i>Authority</i>	<i>Prescribed Figure (£)</i>
Forest of Dean	64,266
Fylde	58,251
Gateshead	421,322
Gedling	90,813
Gillingham	178,991
Glanford	58,544
Gloucester	166,044
Gosport	120,675
Gravesham	120,326
Great Grimsby	200,394
Great Yarmouth	199,865
Greenwich	623,716
Guildford	185,412
Hackney	1,366,545
Halton	190,315
Hambleton	53,353
Hammersmith and Fulham	958,547
Harborough	57,777
Haringey	1444,949
Harlow	176,988
Harrogate	182,232
Harrow	323,518
Hart	62,699
Hartlepool	257,127
Hastings	229,936
Havant	164,525
Havering	274,548
Hereford	111,669
Hertsmere	81,971
High Peak	108,357
Hillingdon	356,486
Hinckley and Bosworth	73,382
Holderness	52,401
Horsham	137,784

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<i>Authority</i>	<i>Prescribed Figure (£)</i>
Hounslow	47 1,472
Hove	317,128
Huntingdonshire	156,857
Hyndburn	136,399
Ipswich	282,911
Isles of Scilly	1,076
Islington	894,037
Kennet	76,605
Kensington and Chelsea	743,840
Kerrier	162,501
Kettering	103,387
Kingston upon Hull	638,702
Kingston upon Thames	239,604
Kingswood	93,743
Kirklees	493,658
Knowsley	383,205
Lambeth	1,214,512
Lancaster	271,141
Langbaurgh-on-Tees	268,456
Leeds	1,268,991
Leicester	636,255
Leominster	28,307
Lewes	152,570
Lewisham	857.951
Lichfield	78,870
Lincoln	156,255
Liverpool	1,611.694
Luton	275,088
Macclesfield	95,453
Maidstone	110,802
Maldon	42,470
Malvern Hills	80,455
Manchester	2,149,231
Mansfield	190,625

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Medina	165,190
Melton	27,364
Mendip	132,644
Merton	350,537
Mid Bedfordshire	97,673
Mid Devon	95,493
Mid Suffolk	76,590
Mid Sussex	114,180
Middlesbrough	399,407
Milton Keynes	257,300
Mole Valley	55,087
New Forest	205,161
Newark and Sherwood	126,121
Newbury	161,774
Newcastle-upon-Tyne	921,788
Newcastle-under-Lyme	113,084
Newham	1,000,649
North Cornwall	115,142
North Devon	192,390
North Dorset	39,307
North East Derbyshire	74,519
North Hertfordshire	202,467
North Kesteven	65,891
North Norfolk	116,926
North Shropshire	58,384
North Tyneside	314,297
North Warwickshire	43,727
North West Leicestershire	58,522
North Wiltshire	114,974
Northampton	311,715
Notthavon	124,503
Norwich	309,956
Nottingham	734,623
Nuneaton and Bedworth	157,283

<i>Authority</i>	<i>Prescribed Figure (£)</i>
Oadby and Wigston	24,923
Oldham	442,231
Oswestry	32,678
Oxford	333,677
Pendle	118,943
Penwith	164,886
Peterborough	257,255
Plymouth	526,926
Poole	225,310
Portsmouth	575,546
Preston	244,710
Purbeck	54,132
Reading	372,932
Redbridge	589,683
Redditch	112,962
Reigate and Banstead	156,644
Restormel	161,643
Ribble Valley	19,724
Richmond upon Thames	342,874
Richmondshire	37,481
Rochdale	332,026
Rochester upon Medway	276,869
Rochford	87,206
Rossendale	86,755
Rother	127,071
Rotherham	367,215
Rugby	109,576
Runnymede	99,248
Rushcliffe	69,362
Rushmoor	125,898
Rutland	25,247
Ryedale	89,231
Salford	561,959
Salisbury	175,131

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Sandwell	681,180
Scarborough	178,303
Scunthorpe	119,462
Sedgefield	127,281
Sedgemoor	174,628
Sefton	394,981
Selby	47,161
Sevenoaks	151,949
Sheffield	1,150,043
Shepway	147,967
Shrewsbury and Atcham	105,534
Slough	229,166
Solihull	235,660
South Bedfordshire	145,106
South Bucks	62,079
South Cambridgeshire	68,568
South Derbyshire	48,531
South Hams	112,350
South Herefordshire	34,463
South Holland	60,143
South Kesteven	130,769
South Lakeland	98,169
South Norfolk	92,343
South Northamptonshire	46,059
South Oxfordshire	106,758
South Ribble	82,801
South Shropshire	39,073
South Somerset	181,854
South Staffordshire	80,957
South Tyneside	290,495
South Wight	134,951
Southampton	480,072
Southend-on-Sea	415,819
Southwark	845,988

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Spelthome	79,068
St Albans	159,435
St Edmundsbury	111,648
St Helens	279,635
Stafford	72,308
Staffordshire Moorlands	54,679
Stevenage	126,093
Stockport	281,760
Stockton-on-Tees	311,547
Stoke-on-Trent	387,275
Stratford-on-Avon	102,948
Stroud	100,316
Suffolk Coastal	84,688
Sunderland	474,891
Surrey Heath	84,062
Sutton	273,114
Swale	163,494
Tameside	424,579
Tamworth	77,205
Tandridge	64,336
Taunton Deane	158,787
Teesdale	15,063
Teignbridge	180,986
Tendring	225,189
Test Valley	84,189
Tewkesbury	53,87 1
Thamesdown	248,216
Thanet	334,002
The Wrekin	197,213
Three Rivers	66,131
Thurrock	220,53 1
Tonbridge and Malling	102,024
Tot-bay	335,420
Tot-ridge	109,468

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Tower Hamlets	744,136
Trafford	288,357
Tunbridge Wells	187,365
Tynedale	34,013
Uttlesford	71,267
Vale of White Horse	71,351
Vale Royal	71,005
Wakefield	413,849
Walsall	430,564
Waltham Forest	807,166
Wandsworth	927.7 16
Wansbeck	67,100
Wansdyke	83,583
Warrington	200,498
Warwick	170,943
Watford	105,954
Waveney	248,840
Waverley	145,061
Wealden	87,293
Wear Valley	119,709
Wellingborough	88,123
Welwyn Hatfield	140,161
West Devon	43,757
West Dorset	85,662
West Lancashire	133,105
West Lindsey	51,978
West Norfolk	117,853
West Oxfordshire	111,467
West Somerset	77,88 1
West Wiltshire	113,512
Westminster	1,184.162
Weymouth and Portland	169,174
Wigan	387,006
Winchester	137,065

<i>Authority</i>	<i>Prescribed Figure (£)</i>
Windsor and Maidenhead	156,601
Wirral	652,171
Woking	70,876
Wokingham	115,039
Wolverhampton	537,909
Woodspring	3 19,723
Worcester	95,479
Worthing	221,780
Wychavon	103,039
Wycombe	186,135
Wyre	104,019
Wyre Forest	115,405
York	168,103
WALES	
Aberconwy	97,395
Alyn and Deeside	53,388
Arfon	60,187
Blaenau Gwent	108,808
Brecknock	44,437
Cardiff	659,647
Carmarthen	75,718
Ceredigion	99,512
Colwyn	102,314
Cynon Valley	108,280
Delyn	83,848
Dinefwr	43,5 10
Dwyfor	30,43 1
Glyndwr	30,517
Islwyn	64,420
Llanelli	94,574
Lliw Valley	87,88 1
Meirionnydd	25,940
Merthyr Tydfil	89,74 1
Monmouth	79,173

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Montgomeryshire	35,456
Neath	97,623
Newport	278,669
Ogwr	165,326
Port Talbot	67,794
Preseli Pembrokeshire	101,051
Radnorshire	19,496
Rhondda	139,982
Rhuddlan	82,604
Rhymney Valley	160,911
South Pembrokeshire	64,568
Swansea	401,294
Taff-Ely	121,499
Torfaen	151,606
Vale of Glamorgan	196,850
Wrexham Maelor	121,729
Ynys Mon	124,049
SCOTLAND	
Aberdeen	165,996
Angus	73,380
Annandale and Eskdale	26,171
Argyll and Bute	64,453
Badenoch and Strathspey	13,487
Banff and Buchan	55,796
Bearsden and Milngavie	10,175
Berwickshire	19,874
Borders	12,203
Caithness	19,778
Central	58,359
Clackmannan	46,069
Clydebank	69,401
Clydesdale	42,444
Cumbernauld and Kilsyth	43,516
Cumnock and Doon Valley	41,618

<i>Authority</i>	<i>Prescribed Figure (£)</i>
Cunninghame	123,905
Dumbarton	74,782
Dumfries and Galloway	21,303
Dundee	346,847
Dunfermline	135,419
East Kilbride	14,310
East Lothian	91,863
Eastwood	21,587
Edinburgh	761,813
Ettrick and Lauderdale	23,955
Falkirk	133,527
Fife	68,197
Glasgow	2,049,993
Gordon	29,522
Grampian	43,412
Hamilton	95,510
Highland	30,594
Inverclyde	110,061
Inverness	50,519
Kilmarnock and Loudoun	88,052
Kincardine and Deeside	14,524
Kirkcaldy	190,740
Kyle and Carrick	95,042
Lochaber	22,123
Lothian	133,849
Midlothian	42,188
Monklands	115,054
Moray	47,879
Motherwell	144,087
Naim	6,747
Nitbsdale	43,883
North East Fife	54,317
Orkney Islands	18,898
Perth and Kinross	112,152

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Renfrew	195,419
Ross and Cromarty	45,398
Roxburgh	43,760
Shetland Islands	12,034
Skye and Lochalsh	14,538
Stewartry	15,297
Stirling	87,435
Strathclyde	629,557
Strathkelvin	41,194
Sutherland	9,462
Tayside	74,952
Tweeddale	10,240
West Lothian	84,707
Western Isles	23,625
Wigtown	39,002
DEVELOPMENT CORPORATIONS	
Cumbernauld (DC)	26,629
East Kilbride (DC)	44,276
Glenrothes (DC)	28,965
Irvine (DC)	17,231
Livingston (DC)	33,559
Rural Wales	4,256
Scottish Homes	315,889