

STATUTORY INSTRUMENTS

1998 No. 562

**The Income-related Benefits
(Subsidy to Authorities) Order 1998**

PART III

CALCULATION OF SUBSIDY

Backdated benefit

14.—(1) Subject to [^{F1}paragraphs (2) and (3)], where—

(a) during the relevant year an authority has, under [^{F2}regulation 83(12) of the Housing Benefit Regulations or, as the case may be, regulation 64(13) of the Housing Benefit (State Pension Credit) Regulations^{F3}...] (time and manner of claiming) ^{M1}, treated any claim as made on a day earlier than that on which it is made; and

(b) any part of that authority's qualifying expenditure is attributable to such earlier period,

for the purposes of [^{F4}article 13(1)(b)(iii)], the appropriate amount for the relevant year in respect of such part shall be [^{F5}100 per cent]. of the qualifying expenditure so attributable.

(2) This article shall not apply in [^{F6}in relation to expenditure to which [^{F7}article 17(2), 17A(2)][^{F8}, 17B(2), 17C(2)]] or 18(1)(b)(iii)] or paragraph 6 of Schedule 4 applies.

^{F9}(3)

Textual Amendments

- F1** Words in art. 14(1) substituted (with effect in accordance with art. 1(3) of the commencing S.I.) by [The Income-related Benefits \(Subsidy to Authorities\) Amendment \(No. 2\) Order 2013 \(S.I. 2013/2989\)](#), art. 1, **art. 3(1)(a)**
- F2** Words in art. 14(1)(a) substituted (6.3.2006) by [The Housing Benefit and Council Tax Benefit \(Consequential Provisions\) Regulations 2006 \(S.I. 2006/217\)](#), reg. 1(1), **Sch. 2 para. 13(3)** (with regs. 2, 3, Schs. 3, Sch. 4)
- F3** Words in art. 14(1) omitted (31.10.2021) by virtue of [The Income-related Benefits \(Subsidy to Authorities\) and Discretionary Housing Payments \(Grants\) Amendment Order 2021 \(S.I. 2021/1031\)](#), art. 1(1), **Sch. 5 para. 9(a)**
- F4** Words in art. 14(1) substituted (25.7.2001) by [The Income-related Benefits \(Subsidy to Authorities\) Amendment Order 2001 \(S.I. 2001/2350\)](#), arts. 1(1), **3**
- F5** Words in art. 14(1)(b) substituted (with effect in accordance with art. 1(2) of the commencing S.I.) by [Income-related Benefits \(Subsidy to Authorities\) Amendment Order 2006 \(S.I. 2006/54\)](#), arts. 1(1), **3(5)(a)**
- F6** Words in art. 14(2) substituted (with effect in accordance with art. 1(2) of the commencing S.I.) by [Income-related Benefits \(Subsidy to Authorities\) Amendment Order 2005 \(S.I. 2005/369\)](#), arts. 1(1), **4(4)**

Changes to legislation: There are currently no known outstanding effects for the *The Income-related Benefits (Subsidy to Authorities) Order 1998, Section 14*. (See end of Document for details)

- F7** Words in art. 14(2) substituted (1.4.2010) by *Income-related Benefits (Subsidy to Authorities) (Temporary Accommodation) Amendment Order 2009 (S.I. 2009/2580)*, arts. 1, **2(2)**
- F8** Words in art. 14(2) inserted (1.4.2011) by *Income-related Benefits (Subsidy to Authorities) (Temporary Accommodation) Amendment Order 2010 (S.I. 2010/2509)*, arts. 1, **2(3)**
- F9** Art. 14(3) omitted (31.10.2021) by virtue of *The Income-related Benefits (Subsidy to Authorities) and Discretionary Housing Payments (Grants) Amendment Order 2021 (S.I. 2021/1031)*, art. 1(1), **Sch. 5 para. 9(b)**

Marginal Citations

- M1** Regulations 72(15) and 62(16) were amended by *S.I. 1996/462* .

Changes to legislation:

There are currently no known outstanding effects for the The Income-related Benefits (Subsidy to Authorities) Order 1998, Section 14.