

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

The Discretionary Financial Assistance Regulations 2001 ("these Regulations") are made by virtue of section 69 of the Child Support, Pensions and Social Security Act 2000 and are therefore exempt from the requirement in section 172(2) of the Social Security Administration Act 1992 (c. 5) to refer proposals to make Regulations to the Social Security Advisory Committee and are made without reference to that Committee.

Regulation 1 of these Regulations makes general provision relating to their citation and commencement.

Regulation 2 provides relevant authorities with a power to make discretionary payments by way of financial assistance ("discretionary housing payments").

Regulation 3 provides the circumstances in which discretionary housing payments may be made.

Regulation 4 provides a limit on the amount of discretionary housing payments that may be made.

Regulation 5 provides relevant authorities with discretion as to the period for, or in which, discretionary housing payments may be made.

Regulation 6 makes provision as to the form, manner and procedure for claims.

Regulation 7 provides for the provision of information by persons claiming or receiving discretionary housing payments.

Regulation 8 provides relevant authorities with discretion to review any decision it has made in respect of discretionary housing payments.

These Regulations do not impose a charge on business.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Discretionary Financial Assistance Regulations 2001. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Regulations revoked by [S.S.I. 2024/58 reg. 2](#)
- reg. 6(2) words inserted by [S.I. 2013/1139 reg. 2\(7\)\(b\)](#)