

STATUTORY INSTRUMENTS

2002 No. 490

**The Social Security (Loss of Benefit)
(Consequential Amendments) Regulations 2002**

Amendment of the Housing Benefit and Council Tax Benefit (Decisions and Appeals) Regulations 2001

9. In the Housing Benefit and Council Tax Benefit (Decisions and Appeals) Regulations 2001
M1 ___

(a) after regulation 4(7) (revision of decisions), there shall be inserted the following paragraph—

“(7A) Where a court convicts a person of an offence, that conviction results in a restriction being imposed under section 7, 8 or 9 of the Social Security Fraud Act 2001 (loss of benefit provisions) and that conviction is quashed or set aside by that or any other court, a decision of the relevant authority made in accordance with regulation 7(2)(g) or (h) may be revised at any time.”;

(b) after regulation 7(2)(f) (decisions superseding earlier decisions), there shall be added the following sub-paragraphs—

(g) which is affected by a decision of the Secretary of State that a sanctionable benefit payable to a claimant ceases to be payable or falls to be reduced under section 7 or 9 of the Social Security Fraud Act 2001 and for this purpose “sanctionable benefit” has the same meaning as in section 7 of that Act; or

(h) which is affected by a decision of the Secretary of State that a joint-claim jobseeker’s allowance ceases to be payable or falls to be reduced under section 8 of the Social Security Fraud Act 2001.”;

(c) after regulation 8(8) (date from which a decision superseding an earlier decision takes effect), there shall be added the following paragraph—

“(9) A decision to which regulation 7(2)(g) or (h) applies shall take effect from the first day of the disqualification period prescribed for the purposes of section 7 of the Social Security Fraud Act 2001.”.

Marginal Citations

M1 [S.I. 2001/1002](#).

Changes to legislation:

There are currently no known outstanding effects for the The Social Security (Loss of Benefit) (Consequential Amendments) Regulations 2002, Section 9.