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STATUTORY INSTRUMENTS

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**2002 No. 668**

**The Social Security Benefits Up-rating Order 2002**

**PART I**

**INTRODUCTION**

**Citation and commencement**

1.—(1) This Order may be cited as the Social Security Benefits Up-rating Order 2002.

(2) Subject to paragraphs (3) to (5) of this article, this Order shall come into force for the purposes of—

- (a) articles 1, 2, 6, 19, 20 and 24 on 1st April 2002;
- (b) article 8, in so far as it relates to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 1st April 2002, and for the purpose of this sub-paragraph, “benefit week” has the same meaning as in the Computation of Earnings Regulations;
- (c) articles 3 to 5, 7 and 11 to 13, on 8th April 2002;
- (d) article 9, on 6th April 2002;
- (e) article 10, on 7th April 2002, except for the purpose of determining the rate of maternity allowance in accordance with section 35A(2) of the Contributions and Benefits Act<sup>(1)</sup>, for which purpose it shall come into force on 8th April 2002;
- (f) articles 14 and 15, on 11th April 2002;
- (g) articles 16 to 18, in so far as they relate to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 8th April 2002, and for the purpose of this sub-paragraph, “benefit week” has the same meaning as in the Income Support Regulations;
- (h) articles 21 to 23, in so far as they relate to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 8th April 2002, and for the purpose of this sub-paragraph, “benefit week” has the same meaning as in the Jobseeker’s Allowance Regulations.

(3) The increases made—

- (a) in the sums specified for rates or amounts of benefit under the Contributions and Benefits Act or the Pension Schemes Act; and
- (b) by article 21(c) of this Order in so far as it is relevant for the purposes referred to in article 6(11) of this Order,

shall take effect for each case on the date specified in relation to that case in article 6 of this Order.

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<sup>(1)</sup> New requirements for State Maternity Allowance were introduced by section 53 of the 1999 Act (which amended section 35 of the Contributions and Benefits Act in respect of women expecting babies on or after 20th August 2000). The rate is linked with the lower rate of statutory maternity pay set out in *S.I. 1986/1960*.

(4) Where, so far as it relates to any particular beneficiary, article 16 of this Order comes into force in accordance with article 1(2)(g) above on 8th April 2002, it shall come into force immediately after the coming into force of regulation 2(1) of the Social Security Amendment (Residential Care and Nursing Homes) Regulations 2001(2).

(5) Where, in so far as it relates to any particular beneficiary, article 22 of this Order comes into force in accordance with article 1(2)(h) above on 8th April 2002, it shall come into force immediately after regulation 2(2) of the Social Security Amendment (Residential Care and Nursing Homes) Regulations 2001.

## Interpretation

### 2. In this Order—

“the Computation of Earnings Regulations” means the Social Security Benefit (Computation of Earnings) Regulations 1996(3);

“the Contributions and Benefits Act” means the Social Security Contributions and Benefits Act 1992(4);

“the Council Tax Benefit Regulations” means the Council Tax Benefit (General) Regulations 1992(5);

“the Housing Benefit Regulations” means the Housing Benefit (General) Regulations 1987(6);

“the Income Support Regulations” means the Income Support (General) Regulations 1987(7);

“the Jobseeker’s Allowance Regulations” means the Jobseeker’s Allowance Regulations 1996(8); and

“the Pension Schemes Act” means the Pension Schemes Act 1993(9).

## PART II

### SOCIAL SECURITY BENEFITS AND PENSIONS

#### Increase in rates or amounts of certain benefits under the Contributions and Benefits Act

3.—(1) The sums specified in paragraph (2) below shall be increased from and including the respective dates specified in article 6 below so as to have effect as set out in Schedule 1 to this Order.

(2) The sums mentioned in paragraph (1) above are the sums specified—

(a) in Parts I, III, IV and V of Schedule 4 to the Contributions and Benefits Act (contributory periodical benefits, non-contributory periodical benefits, increases for dependants and

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(2) S.I. 2001/3767.

(3) S.I. 1996/2745.

(4) 1992 c. 4.

(5) S.I. 1992/1814; the relevant amending instruments are S.I. 1993/688 and 2118, 1994/1924, 1996/462, 1510, 1803, 2518 and 2545, 1998/776 and 1541, 1999/2555, 2000/2239 and 2629 and 2001/207, 2980 and 3767.

(6) S.I. 1987/1971; the relevant amending instruments are S.I. 1988/1444, 1989/416 and 1017, 1990/546 and 1775, 1991/1599, 1992/50 and 1326, 1993/2118, 1994/578, 1996/462, 1803, 2432, 2518 and 2545, 1997/65, 1998/766 and 1541, 1999/2555, 2000/2239 and 2629 and 2001/2980 and 3767.

(7) S.I. 1987/1967; the relevant amending instruments are S.I. 1988/663, 910, 999, 1228, 1445 and 2022, 1989/534, 1034 and 1678, 1990/547, 1168, 1776 and 2324, 1991/544, 1992/50, 1326 and 3147, 1993/2119, 1994/527 and 2139, 1995/516, 1613, 2287 and 2927, 1996/206, 1803, 2431, 2518 and 2545, 1997/2197 and 2604, 1999/2555 and 3109, 2000/2239 and 2629 and 2001/207, 2980, 3721 and 3767.

(8) S.I. 1996/207; the relevant amending instruments are S.I. 1996/1516, 1517, 1803, 2518, 2538 and 2545, 1998/766, 1999/2555, 2000/1978, 2239 and 2629 and 2001/2239 and 2629.

(9) 1993 c. 48.

rates of industrial injuries benefit), except in Part III the sum specified for age addition to a pension of any category; and

- (b) otherwise under section 79 of that Act.

### **Increase in rates or amounts of certain pensions or allowances under the Contributions and Benefits Act**

4.—(1) The sums specified in paragraphs (2) to (5) below shall be increased from and including the respective dates specified in article 6 below.

(2) The sums falling to be calculated under paragraph 13(4) of Schedule 7 to the Contributions and Benefits Act (calculation of weekly rate of a beneficiary’s retirement allowance) shall be increased by 1.7 per cent. of their amount apart from this Order.

(3) In section 44(4) of the Contributions and Benefits Act(10) (basic pension in a Category A retirement pension)—

- (a) for “£66.90”, substitute “£68.05”; and  
(b) for “£72.50”, substitute “£75.50”.

(4) It is hereby directed(11) that the sums which are—

- (a) the additional pensions in long-term benefits calculated by reference to any final relevant year earlier than the tax year 2001–2002 shall be increased by 1.7 per cent. of their amount apart from this Order;  
(b) the increases in the rates of retirement pensions under Schedule 5 to the Contributions and Benefits Act(12) (increase of pension where entitlement is deferred) shall be increased by 4.1 per cent. of their amount apart from this Order; and  
(c) payable to a pensioner as part of his Category A or Category B retirement pension by virtue of an order made under section 126A of the Social Security Act 1975(13), section 63(1)(d) of the Social Security Act 1986(14) or section 150(2) of the Social Security Administration Act 1992(15) by virtue of section 150(1)(e) of that Act shall be increased by 1.7 per cent. of their amount apart from this Order.

(5) The sums which, under—

- (a) section 55A of the Contributions and Benefits Act(16), are shared additional pensions;  
(b) section 55C of the Contributions and Benefits Act(17), are increases in the rates of such pensions,

shall in each case be increased by 1.7 per cent. of their amount apart from this Order.

### **Increase in rates or amounts of certain benefits under the Pension Schemes Act**

5.—(1) It is hereby directed(18) that the sums specified in paragraph (2) below shall be increased from and including the respective dates specified in article 6 below.

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(10) Section 44(4) was substituted by section 68 of the Social Security Act 1998 (c. 14).

(11) See section 151(1) of the Administration Act.

(12) Schedule 5 was amended by the 1993 Act, Schedule 8, paragraph 42; the 1994 Act, Schedule 1, paragraph 40; and the Pensions Act 1995, Schedule 4, paragraph 21 and Schedule 7.

(13) 1975 c. 14; section 126A was inserted by section 12 of the Social Security Act 1979 (c. 18) and repealed by the Social Security Act 1986 (c. 50), section 86, Schedule 11.

(14) 1986 c. 50. Section 63 was repealed by Schedule 1 to the Social Security (Consequential Provisions) Act 1992 (c. 6).

(15) 1992 c. 5.

(16) Section 55A was inserted by paragraph 3 of Schedule 6 to the 1999 Act.

(17) Section 55C was inserted by paragraph 3 of Schedule 6 to the 1999 Act.

(18) See section 151(2) of the Administration Act.

(2) Sums which are payable by virtue of section 15(1) of the Pension Schemes Act (which provides for increases in a person's guaranteed minimum pension if payment of his occupational pension is postponed after he attains pensionable age) to a person who is also entitled to a Category A or Category B retirement pension (including sums payable by virtue of section 17(2) and (3) of that Act), shall be increased by 1.7 per cent. of their amount apart from this Order where the increase under section 15(1) is attributable to earnings factors for the tax year 1987–88 and earlier tax years<sup>(19)</sup>.

**Dates on which sums specified for rates or amounts of benefits under the Contributions and Benefits Act or the Pension Schemes Act are increased by this Order**

6.—(1) Paragraphs (2) to (9) of this article, which are subject to the provisions of paragraphs (10) and (11) below, specify the date on which the increases made by this Order in the sums specified for rates or amounts of benefit under the Contributions and Benefits Act or the Pension Schemes Act shall take effect for each case.

(2) Subject to paragraph (3) below, the increases in the sums mentioned in articles 3, 4 and 11 of this Order for Category A and Category B retirement pension and graduated retirement benefit together with, where appropriate, increases for dependants, shall take effect on 8th April 2002.

(3) In the case of a person—

- (a) over pensionable age whose entitlement to a Category A retirement pension is deferred; and
- (b) for whom the rate of short-term incapacity benefit falls to be calculated in accordance with section 30B(3) of the Contributions and Benefits Act<sup>(20)</sup>,

the increases in the sums mentioned in articles 3, 4 and 11 of this Order for Category A and Category B retirement pension and graduated retirement benefit together with, where appropriate, increases for dependants, shall take effect on 11th April 2002.

(4) The increases in the sums mentioned in articles 4(4)(c) and 5(2) shall take effect on 8th April 2002.

(5) The increases in the sums specified for—

- (a) the rate of—
  - (i) Category C and Category D retirement pension,
  - (ii) child's special allowance<sup>(21)</sup>,
  - (iii) attendance allowance,
  - (iv) invalid care allowance (except in a case where the Secretary of State has made arrangements for it to be paid on a Wednesday), and
  - (v) guardian's allowance; and
- (b) the increases in—
  - (i) Category C retirement pension and invalid care allowance referred to in heads (i) and (v) of sub-paragraph (a) above, and

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<sup>(19)</sup> See section 151(4) of the Administration Act. Under section 151(4) where an increment under section 15(1) of the 1993 Act is increased by an order under section 109 of that Act, the increase that would otherwise fall to be made by this Order is reduced by the amount of the increase under section 109. Section 109 of the 1993 Act was amended by section 55 of the Pensions Act 1995.

<sup>(20)</sup> Section 30B was inserted by section 2(1) of the 1994 Act and amended by paragraph 21(3) of Schedule 4 to the Pensions Act 1995.

<sup>(21)</sup> Child's special allowance was abolished except for existing beneficiaries as from 6th April 1987 (see section 56 of the Contributions and Benefits Act).

(ii) maternity allowance, widowed mother's allowance and widowed parent's allowance,

in respect of dependants;

shall in all cases take effect on 8th April 2002.

(6) The increases in the sums specified for—

(a) the rate of—

(i) invalid care allowance in a case where the Secretary of State has made arrangements for it to be paid on a Wednesday,

(ii) disablement benefit,

(iii) maximum disablement gratuity under paragraph 9(2) of Schedule 7 to the Contributions and Benefits Act,

(iv) industrial death benefit by way of widow's and widower's pension and allowance in respect of children, and

(v) the maximum of the aggregate of weekly benefit payable for successive accidents, under section 107(1) of the Contributions and Benefits Act; and

(b) the increases in—

(i) the benefits referred to in heads (i), (iii) and (iv) of sub-paragraph (a) above in respect of dependants, and

(ii) disablement pension,

shall in all cases take effect on 10th April 2002.

(7) In any case where a person's weekly rate of Category A or Category B retirement pension falls to be increased under the provisions of section 47(1) or 48C(2) of the Contributions and Benefits Act(22) by reference to the weekly rate of invalidity allowance or age addition to long-term incapacity benefit to which he was previously entitled, the increase in such sum shall take effect on 8th April 2002.

(8) The increases in the sums specified for the rate of incapacity benefit and severe disablement allowance (together with, where appropriate, increases for dependants) shall take effect in all cases on 11th April 2002.

(9) The increases in the sums falling to be calculated in accordance with paragraph 13(4) of Schedule 7 to the Contributions and Benefits Act (retirement allowance) shall take effect on 10th April 2002.

(10) In the case of a person who is subject to the provisions of regulations made under section 73(1)(b) of the Social Security Administration Act 1992(23) (adjustment of benefit for persons undergoing medical or other treatment as an in-patient in a hospital) the increase in the sum mentioned in article 4(3)(b) of this Order shall take effect in that case on the day on which the increase in the benefit payable to him apart from those regulations takes effect.

(11) The increases in the sums specified in articles 3 and 21(c) of this Order, in so far as those sums are relevant for the purposes of establishing whether the rate of any benefit is not to be increased in respect of an adult dependant because the earnings of the dependant exceed a specified amount(24), shall take effect—

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(22) Section 47(1) was amended by paragraph 13 of Schedule 1 to the 1994 Act; section 48C was inserted by paragraph 3 of Schedule 4 to the Pensions Act 1995 and amended by paragraph 7 of Schedule 8 to the 1999 Act.

(23) Section 73(1) was amended by paragraph 49(2) of Schedule 2 to the 1995 Act.

(24) See sections 82(3)(a), 83(2)(b) and 84(2)(b) of the Contributions and Benefits Act, regulations 8 and 10(2) of, and paragraph 7 of Schedule 2 to, the Social Security Benefit (Dependency) Regulations 1977 (S.I. 1977/343) and regulation 10 of the Social Security (Incapacity Benefit—Increases for Dependants) Regulations 1994 (S.I. 1994/2945). Relevant amending instruments are S.I. 1984/1698 and 1699, 1989/523 and 1642, 1992/3041, 1994/2945 and 1996/1345 and 2745.

- (a) except in a case where sub-paragraph (b) below applies, on the first day of the first benefit week to commence for the beneficiary on or after 8th April 2002;
- (b) in a case where regulation 7(b) of the Computation of Earnings Regulations (date on which earnings are treated as paid) applies, on the first day of the first benefit week to commence for the beneficiary on or after 1st April 2002,

and for the purposes of this paragraph “benefit week” has the same meaning as in regulation 2(1) of the Computation of Earnings Regulations.

### **Increase in rates of certain workmen’s compensation and industrial diseases benefits in respect of employment before 5th July 1948**

7. From and including—

- (a) 10th April 2002, for “£41.75” referred to in paragraph 2(6)(c) of Schedule 8 to the Contributions and Benefits Act (maximum weekly rate of lesser incapacity allowance supplementing workmen’s compensation);
- (b) 11th April 2002, for that sum referred to in paragraph 6(2)(b) of that Schedule (industrial diseases benefit schemes: weekly rate of allowance payable where disablement is not total),

substitute “£42.45”.

### **Earnings Limits**

8. In section 80(4) of the Contributions and Benefits Act (earnings limits in respect of child dependency increases)—

- (a) for “£150.00”, in both places where it occurs, substitute “£155.00”; and
- (b) “£20.00” remains unchanged.

### **Statutory Sick Pay**

9. In section 157(1) of the Contributions and Benefits Act (rate of payment of statutory sick pay) for “£62.20”, substitute “£63.25”.

### **Statutory Maternity Pay**

10. In regulation 6 of the Statutory Maternity Pay (General) Regulations 1986(25) (lower rate of statutory maternity pay) for “£62.20”, substitute “£75.00”.

### **Increase in rate of graduated retirement benefit**

11.—(1) In section 36(1) of the National Insurance Act 1965(26) (graduated retirement benefit)—

- (a) the sum of 9.06 pence shall be increased by 1.7 per cent.; and
- (b) from and including 8th April 2002 the reference in that provision to that sum shall have effect as a reference to 9.21 pence.

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(25) [S.I. 1986/1960](#); relevant amending instrument is [S.I. 2001/207](#).

(26) [1965 c. 51](#). Sections 36 and 37 were repealed by the Social Security Act 1973 (c. 38) but are continued in force by regulation 3 of the Social Security (Graduated Retirement Benefit) (No. 2) Regulations 1978 ([S.I. 1978/393](#)), in the modified form set out in Schedule 1 to those Regulations; relevant amending instrument is [S.I. 1989/1642](#). See also regulation 2 of those Regulations, which was substituted by [S.I. 1995/2606](#).

(2) The sums which are the increases of graduated retirement benefit under Schedule 2 to the Social Security (Graduated Retirement Benefit) (No. 2) Regulations 1978<sup>(27)</sup> (increases for deferred retirement) shall be increased by 1.7 per cent. of their amount apart from this Order.

(3) The sums which are the additions under section 37(1) of the National Insurance Act 1965 (additions for widows and widowers) shall be increased by 1.7 per cent. of their amount apart from this Order.

### **Increase in rates of Disability Living Allowance**

**12.** In regulation 4 of the Social Security (Disability Living Allowance) Regulations 1991<sup>(28)</sup> (rate of benefit)—

- (a) in paragraph (1)(a) for “£55.30”, substitute “£56.25”;
- (b) in paragraph (1)(b) for “£37.00”, substitute “£37.65”;
- (c) in paragraph (1)(c) for “£14.65”, substitute “£14.90”;
- (d) in paragraph (2)(a) for “£38.65”, substitute “£39.30”; and
- (e) in paragraph (2)(b) for “£14.65”, substitute “£14.90”.

### **Sums specified for child benefit**

**13.** In regulation 2(1) of the Child Benefit and Social Security (Fixing and Adjustment of Rates) Regulations 1976<sup>(29)</sup> (weekly rates of child benefit)—

- (a) in sub-paragraph (a)(i) for “£15.50”, substitute “£15.75”;
- (b) in sub-paragraph (a)(ii), “£17.55” remains unchanged; and
- (c) in sub-paragraph (b) for “£10.35”, substitute “£10.55”.

### **Increase in rates of age addition to long-term incapacity benefit**

**14.** In the Social Security (Incapacity Benefit) Regulations 1994<sup>(30)</sup>, in regulation 10(2)—

- (a) in sub-paragraph (a) for “£14.65”, substitute “£14.90”; and
- (b) in sub-paragraph (b) for “£7.35”, substitute “£7.45”.

### **Increase in rates of transitional invalidity allowance in long-term incapacity benefit cases**

**15.** In the Social Security (Incapacity Benefit) (Transitional) Regulations 1995<sup>(31)</sup>, in regulation 18(2)—

- (a) in sub-paragraph (a) for “£14.65”, substitute “£14.90”;
- (b) in sub-paragraph (b) for “£9.30”, substitute “£9.50”; and
- (c) in sub-paragraph (c) for “£4.65”, substitute “£4.75”.

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<sup>(27)</sup> S.I. 1978/393; relevant amending instrument is S.I. 1989/1642.

<sup>(28)</sup> S.I. 1991/2890; relevant amending instruments are S.I. 1993/1939 and 2001/207.

<sup>(29)</sup> S.I. 1976/1267; see the Child Benefit and Social Security (Fixing and Adjustment of Rates) (Amendment) Regulations 1998 (S.I. 1998/1581) which revoked regulation 2(1)(a)(ii) of S.I. 1976/1267 and made transitional and saving provisions. Relevant amending instruments are S.I. 1977/1328, 1991/502, 1996/1803, 1998/1581 and 2001/207.

<sup>(30)</sup> S.I. 1994/2946; relevant amending instrument is S.I. 2001/207.

<sup>(31)</sup> S.I. 1995/310; relevant amending instrument is S.I. 2001/207.

## PART III

### INCOME SUPPORT, HOUSING BENEFIT AND COUNCIL TAX BENEFIT

#### Applicable amounts for Income Support

**16.**—(1) The sums relevant to the calculation of an applicable amount as specified in the Income Support Regulations shall be—

- (a) the sums set out in the following provisions of this article and Schedules 2 to 4 to this Order; and
- (b) such sums as may be specified in any provision of the Income Support Regulations listed in column (1) of Schedule 5 to this Order, column (2) of which Schedule states those sums as specified in those provisions as in force on 6th February 2002 being sums not increased by this Order;

and references in this article to a numbered regulation or Schedule are, unless the context otherwise requires, references to a regulation of, or a Schedule to, the Income Support Regulations bearing that number.

(2) In—

- (a) regulations 17(1)(b), 18(1)(c), 21(1) and 71(1)(a)(ii), (c)(ii) and (d)(i); and
- (b) paragraphs 13A(2)(a) and 14(a) of Part III of Schedule 2,

the sum specified is in each case £3,000.

(3) The sums specified in Part I of Schedule 2 (applicable amounts: personal allowances) shall be as set out in Schedule 2 to this Order.

(4) In paragraph 3 of Part II of Schedule 2(**32**) (applicable amounts: family premium)—

- (a) in sub-paragraph (1)(a) “£15.90” remains unchanged; and
- (b) in sub-paragraph (1)(b) for “£14.50”, substitute “£14.75”.

(5) The sums specified in Part IV of Schedule 2 (applicable amounts: weekly amounts of premiums) shall be as set out in Schedule 3 to this Order.

(6) In paragraph 18 of Schedule 3(**33**) (housing costs: non-dependant deductions)—

- (a) in sub-paragraph (1)(a), “£47.75” remains unchanged;
- (b) in sub-paragraph (1)(b), “£7.40” remains unchanged;
- (c) in sub-paragraph (2)(a) for “£84.00”, substitute “£88.00”;
- (d) in sub-paragraph (2)(b)—
  - (i) for “£84.00”, substitute “£88.00”,
  - (ii) for “£125.00”, substitute “£131.00”,
  - (iii) “£17.00” remains unchanged;
- (e) in sub-paragraph (2)(c)—
  - (i) for “£125.00”, substitute “£131.00”,
  - (ii) for “£163.00”, substitute “£170.00”,
  - (iii) “£23.35” remains unchanged;
- (f) in sub-paragraph (2)(d)—
  - (i) for “£163.00”, substitute “£170.00”,

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(32) Relevant amending instruments are [S.I. 1996/1803](#), [1998/766](#), [1999/2555](#), [2000/636](#) and [1993](#).

(33) Schedule 3 was substituted by [S.I. 1995/1613](#); relevant amending instruments are [S.I. 1995/2927](#) and [1996/2518](#).



- (ii) for “£215.00”, substitute “£225.00”,
- (iii) “£38.20” remains unchanged; and
- (g) in sub-paragraph (2)(e)—
  - (i) for “£215.00”, substitute “£225.00”,
  - (ii) for “£269.00”, substitute “£281.00”,
  - (iii) “£43.50” remains unchanged.

(7) Those sums relevant to the calculation of an applicable amount which are specified in Schedule 7 (applicable amounts in special cases) shall be as set out in Schedule 4 to this Order.

(8) The sums specified in any provision of the Income Support Regulations set out in column (1) of Schedule 5 to this Order, as those provisions are in force on 6th February 2002, are the sums set out in column (2) of that Schedule.

(9) In paragraph 19(b) of Schedule 9(34) (sums to be disregarded in the calculation of income other than earnings), for “£9.25”, substitute “£9.40”.

### **Income Support Transitional Protection**

17. Sums which are special transitional additions to income support payable in accordance with regulation 15 of the Income Support (Transitional) Regulations 1987(35) shall be increased by 1.7 per cent. of their amount apart from this Order.

### **The Relevant Sum for Income Support**

18. In section 126(7) of the Contributions and Benefits Act(36) (trade disputes: the relevant sum) for “£28.50”, substitute “£29.00”.

### **Housing Benefit**

19.—(1) As from a date determined in accordance with article 1 of this Order, the sums relevant to the calculation of an applicable amount as specified in the Housing Benefit Regulations shall be the sums set out in the following provisions of this article and Schedules 6 and 7 to this Order; and references in this article to a numbered regulation or Schedule are, unless the context otherwise requires, references to a regulation of, or a Schedule to, the Housing Benefit Regulations bearing that number.

- (2) In—
  - (a) regulations 16(b) and 17(c); and
  - (b) paragraphs 13A(2)(a) and 14(a) of Part III of Schedule 2 (applicable amounts),the sum specified is in each case £3,000.
- (3) In regulation 18(1)(37) (patients)—
  - (a) in sub-paragraphs (a), (b) and (d)(ii) for “£18.15”, substitute “£18.90” in each case;
  - (b) in sub-paragraphs (c)(i) and (d)(i) for “£14.50”, substitute “£15.10” in each case; and
  - (c) in sub-paragraph (c)(ii) for “£36.30”, substitute “£37.80”.
- (4) In regulation 63(38) (non-dependant deductions)—

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(34) Relevant amending instruments are [S.I. 1994/527](#), [1995/516](#) and [1996/599](#).

(35) [S.I. 1987/1969](#); relevant amending instruments are [S.I. 1988/521](#) and [670](#), [1989/1626](#) and [1991/1600](#).

(36) See section 126(8) of the Contributions and Benefits Act.

(37) Relevant amending instruments are [S.I. 1996/1803](#) and [2432](#).

(38) Relevant amending instruments are [S.I. 1990/546](#), [1992/50](#) and [1996/2518](#).

- (a) in paragraph (1)(a), “£47.75” remains unchanged;
  - (b) in paragraph (1)(b), “£7.40” remains unchanged;
  - (c) in paragraph (2)(a) for “£84.00”, substitute “£88.00”;
  - (d) in paragraph (2)(b)—
    - (i) for “£84.00”, substitute “£88.00”,
    - (ii) for “£125.00”, substitute “£131.00”,
    - (iii) “£17.00” remains unchanged;
  - (e) in paragraph (2)(c)—
    - (i) for “£125.00”, substitute “£131.00”,
    - (ii) for “£163.00”, substitute “£170.00”,
    - (iii) “£23.35” remains unchanged;
  - (f) in paragraph (2)(d)—
    - (i) for “£163.00”, substitute “£170.00”,
    - (ii) for “£215.00”, substitute “£225.00”,
    - (iii) “£38.20” remains unchanged; and
  - (g) in paragraph (2)(e)—
    - (i) for “£215.00”, substitute “£225.00”,
    - (ii) for “£269.00”, substitute “£281.00”,
    - (iii) “£43.50” remains unchanged.
- (5) In paragraph 1A of Part I of Schedule 1(39) (ineligible service charges), for “£18.95”, “£18.95”, “£9.55”, “£12.60”, “£12.60”, “£6.35” and “£2.30”, substitute “£19.25”, “£19.25”, “£9.70”, “£12.80”, “£12.80”, “£6.45” and “£2.35” respectively.
- (6) In paragraph 5(2)(a) of Part II of Schedule 1(40) (payments in respect of fuel charges) for “£9.25”, substitute “£9.40”.
- (7) The sums specified in Part I of Schedule 2 (applicable amounts: personal allowances) shall be as set out in Schedule 6 to this Order.
- (8) In paragraph 3 of Part II of Schedule 2(41) (applicable amounts: family premium)—
- (a) in sub-paragraph (a), “£22.20” remains unchanged; and
  - (b) in sub-paragraph (b) for “£14.50”, substitute “£14.75”.
- (9) The sums specified in Part IV of Schedule 2 (applicable amounts: premiums) shall be as set out in Schedule 7 to this Order.
- (10) In paragraph 20(b) of Schedule 4(42) (sums to be disregarded in the calculation of income other than earnings), for “£9.25”, substitute “£9.40”.

### **Council Tax Benefit**

**20.**—(1) The sums relevant to the calculation of an applicable amount as specified in the Council Tax Benefit Regulations shall be the sums set out in the following provisions of this article and Schedules 8 and 9 to this Order; and references in this article to a numbered regulation or Schedule

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(39) Paragraph 1A was inserted by S.I. 1988/1444 and amended by S.I. 1989/416 and 1997/65.

(40) Relevant amending instruments are S.I. 1988/1444 and 1996/599.

(41) Relevant amending instruments are S.I. 1996/1803 and 1998/766.

(42) Relevant amending instruments are S.I. 1994/578 and 1996/599.

are, unless the context otherwise requires, references to a regulation of, or a Schedule to, the Council Tax Benefit Regulations bearing that number.

- (2) In—
- (a) regulations 8(b) and 9(c); and
  - (b) paragraphs 14A(2)(a) and 15(a) of Part III of Schedule 1 (applicable amounts),
- the sum specified is in each case £3,000.
- (3) In regulation 10(1)(43) (patients)—
- (a) in sub-paragraphs (a), (b) and (d)(ii) for “£18.15”, substitute “£18.90” in each case;
  - (b) in sub-paragraphs (c)(i) and (d)(i) for “£14.50”, substitute “£15.10” in each case; and
  - (c) in sub-paragraph (c)(ii) for “£36.30”, substitute “£37.80”.
- (4) In regulation 52(44) (non-dependant deductions)—
- (a) in paragraph (1)(a), “£6.95” remains unchanged;
  - (b) in paragraph (1)(b), “£2.30” remains unchanged;
  - (c) in paragraph (2)(a) for “£125.00”, substitute “£131.00”;
  - (d) in paragraph (2)(b)—
    - (i) for “£125.00”, substitute “£131.00”,
    - (ii) for “£215.00”, substitute “£225.00”,
    - (iii) “£4.60” remains unchanged; and
  - (e) in paragraph (2)(c)—
    - (i) for “£215.00”, substitute “£225.00”,
    - (ii) for “£269.00”, substitute “£281.00”,
    - (iii) “£5.80” remains unchanged.
- (5) The sums specified in Part I of Schedule 1 (applicable amounts: personal allowances) shall be as set out in Schedule 8 to this Order.
- (6) In paragraph 3 of Part II of Schedule 1(45) (applicable amounts: family premium)—
- (a) in sub-paragraph (a), “£22.20” remains unchanged; and
  - (b) in sub-paragraph (b) for “£14.50”, substitute “£14.75”.
- (7) The sums specified in Part IV of Schedule 1 (applicable amounts: premiums) shall be as set out in Schedule 9 to this Order.
- (8) In paragraph 1 of Schedule 2 (amount of alternative maximum council tax benefit)—
- (a) in sub-paragraph (2)(b)(i) for “£125.00”, substitute “£131.00”;
  - (b) in sub-paragraph (2)(b)(ii) for “£125.00” and “£163.00”, substitute “£131.00” and “£170.00” respectively.
- (9) In paragraph 20(b) of Schedule 4(46) (sums to be disregarded in the calculation of income other than earnings), for “£9.25”, substitute “£9.40”.

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(43) Relevant amending instruments are [S.I. 1993/688](#) and [1996/1803](#).

(44) Relevant amending instruments are [S.I. 1996/2518](#) and [2001/207](#).

(45) Relevant amending instruments are [S.I. 1996/1803](#) and [1998/766](#).

(46) Relevant amending instruments are [S.I. 1994/578](#) and [1996/599](#).

## PART IV

### JOBSEEKER'S ALLOWANCE

#### Increase in age-related amounts of contribution-based Jobseeker's Allowance

**21.** In regulation 79(1) of the Jobseeker's Allowance Regulations (weekly amounts of contribution-based jobseeker's allowance)—

- (a) in sub-paragraph (a) for "£31.95", substitute "£32.50";
- (b) in sub-paragraph (b) for "£42.00", substitute "£42.70"; and
- (c) in sub-paragraph (c) for "£53.05", substitute "£53.95".

#### Applicable amounts for Jobseeker's Allowance

**22.—**(1) The sums relevant to the calculation of an applicable amount as specified in the Jobseeker's Allowance Regulations shall be the sums set out in the following provisions of this article and Schedules 10 to 15 to this Order; and references in this article to a numbered regulation or Schedule are, unless the context otherwise requires, references to a regulation of, or a Schedule to, the Jobseeker's Allowance Regulations bearing that number.

(2) In—

- (a) regulations 83(b), 84(1)(c), 85(1) and 148(1)(a)(ii), (c)(ii) and (d)(i); and
- (b) paragraphs 15A(2)(a) and 16(a) of Part III of Schedule 1,

the sum specified is in each case £3,000.

(3) The sums specified in Part I of Schedule 1 (applicable amounts: personal allowances) shall be as set out in Schedule 10 to this Order.

(4) In paragraph 4 of Part II of Schedule 1(**47**) (applicable amounts: family premium)—

- (a) in sub-paragraph (1)(a), "£15.90" remains unchanged; and
- (b) in sub-paragraph (1)(b) for "£14.50", substitute "£14.75".

(5) The sums specified in Part IV of Schedule 1 (applicable amounts: weekly amounts of premiums) shall be as set out in Schedule 11 to this Order.

(6) The sums specified in Part IVB of Schedule 1(**48**) (applicable amounts: weekly amounts of premiums for joint-claim couples) shall be as set out in Schedule 12 to this Order.

(7) In paragraph 17 of Schedule 2(**49**) (housing costs: non-dependant deductions)—

- (a) in sub-paragraph (1)(a), "£47.75" remains unchanged;
- (b) in sub-paragraph (1)(b), "£7.40" remains unchanged;
- (c) in sub-paragraph (2)(a) for "£84.00", substitute "£88.00";
- (d) in sub-paragraph (2)(b)—
  - (i) for "£84.00", substitute "£88.00",
  - (ii) for "£125.00", substitute "£131.00",
  - (iii) "£17.00" remains unchanged;
- (e) in sub-paragraph (2)(c)—
  - (i) for "£125.00", substitute "£131.00",

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(47) Relevant amending instruments are [S.I. 1996/1803](#) and [1998/766](#).

(48) Part IVB was inserted by [S.I. 2000/1978](#).

(49) Relevant amending instrument is [S.I. 1996/2518](#).

- (ii) for “£163.00”, substitute “£170.00”,
- (iii) “£23.35” remains unchanged;
- (f) in sub-paragraph (2)(d)—
  - (i) for “£163.00”, substitute “£170.00”,
  - (ii) for “£215.00”, substitute “£225.00”,
  - (iii) “£38.20” remains unchanged; and
- (g) in sub-paragraph (2)(e)—
  - (i) for “£215.00”, substitute “£225.00”,
  - (ii) for “£269.00”, substitute “£281.00”,
  - (iii) “£43.50” remains unchanged.

(8) Those sums relevant to the calculation of an applicable amount which are specified in Schedule 5 (applicable amounts in special cases) shall be as set out in Schedule 13 to this Order.

(9) Those sums relevant to the calculation of an applicable amount which are specified in Schedule 5A<sup>(50)</sup> (applicable amounts of joint-claim couples in special cases) shall be as set out in Schedule 14 to this Order.

(10) In paragraph 20(b) of Schedule 7 (sums to be disregarded in the calculation of income other than earnings), for “£9.25”, substitute “£9.40”.

(11) The sums specified in any provision of the Jobseeker’s Allowance Regulations set out in column (1) of Schedule 15 to this Order are the sums set out in column (2) of that Schedule.

#### **The Prescribed Sum for Jobseeker’s Allowance**

**23.** In regulation 172 of the Jobseeker’s Allowance Regulations<sup>(51)</sup> (trade disputes: prescribed sum) for “£28.50”, substitute “£29.00”.

## **PART V REVOCATION**

#### **Revocation**

**24.** The Social Security Benefits Up-rating (No. 2) Order 2000<sup>(52)</sup> is hereby revoked.

Signed by authority of the Secretary of State for Work and Pensions.

11th March 2002

*N. Brown*  
Minister of State,  
Department for Work and Pensions

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<sup>(50)</sup> Schedule 5A was inserted by [S.I. 2000/1978](#).

<sup>(51)</sup> See section 15(6) of the 1995 Act.

<sup>(52)</sup> [S.I. 2001/207](#).

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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We consent,

12th March 2002

*John Heppell*  
*Graham Stringer*  
Two of the Lords Commissioners of Her  
Majesty's Treasury