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STATUTORY INSTRUMENTS

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**2003 No. 2274**

**The State Pension Credit (Transitional and Miscellaneous Provisions) Amendment Regulations 2003**

**Amendment of the State Pension Credit (Consequential, Transitional and Miscellaneous Provisions) Regulations 2002**

**3.** In regulation 36 of the State Pension Credit (Consequential, Transitional and Miscellaneous Provisions) Regulations 2002<sup>(1)</sup> (persons entitled to income support immediately before the appointed day)—

- (a) at the beginning of paragraph (7), there shall be inserted the words “Notwithstanding the provisions of Schedule 3B of the Decisions and Appeals Regulations,”;
- (b) after paragraph (7) there shall be inserted—

“(7A) Notwithstanding the provisions of paragraph (7), where the relevant change of circumstances is that the transferee becomes a patient<sup>(2)</sup> again within the same benefit week in which he ceased to be a patient, the superseding decision in respect of becoming a patient again shall take effect from the first day of the benefit week following the benefit week in which the change occurs.”.

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<sup>(1)</sup> S.I.2002/3019.

<sup>(2)</sup> “Patient” means a person (other than a prisoner) who is regarded as receiving free in-patient care within the meaning of the Social Security (Hospital In-Patients) Regulations 1975 (S.I. 1975/555).