

SCHEDULE 3

Applicable amounts

PART 2

Family premium

3.—^{F1}(1) ^{F2}...The amount for the purposes of regulations 22(c) and 23(d) in respect of a family of which at least one member is a child or young person shall be—

(a) where the claimant is a lone parent to whom sub-paragraph (3) applies, £22.20;

^{F3F4}(b) in any other case, [^{F5}£17.45.]

^{F6}(2)

(3) The amount in sub-paragraph (1)(a) shall be applicable to a lone parent—

(a) who was entitled to housing benefit on 5th April 1998 and whose applicable amount on that date included the amount applicable under [^{F7}sub-paragraph (1)(a)] as in force on that date; or

(b) who was not entitled to housing benefit on 5th April 1998 because that date fell during a rent free period as defined in regulation 81(1) (rent free periods) and his applicable amount on that date would have included the amount applicable under [^{F7}sub-paragraph (1)(a)] as in force on that date; or

(c) on becoming entitled to housing benefit where that lone parent—

(i) had been treated as entitled to that benefit in accordance with sub-paragraph (5)(a) as at the day before the date of claim for that benefit; and

(ii) was entitled to council tax benefit as at the date of claim for housing benefit,

and in respect of whom, all of the conditions specified in sub-paragraph (4) have continued to apply.

(4) The conditions specified for the purposes of sub-paragraph (3) are that, in respect of the period commencing on 6th April 1998—

(a) the claimant has not ceased to be entitled, or has not ceased to be treated as entitled, to housing benefit;

(b) the claimant has not ceased to be a lone parent;

(c) where the claimant was entitled to income support or to an income-based jobseeker's allowance on 5th April 1998, he has [^{F8}continuously, since that date, been entitled to income support, an income-based jobseeker's allowance or an income-related employment and support allowance or a combination of those benefits];

(d) where the claimant was not entitled to income support or to an income-based jobseeker's allowance on 5th April 1998, he has not become entitled to [^{F9}income support, an income-based jobseeker's allowance or an income-related employment and support allowance]; and

(e) a premium under paragraph ^{F10}... 12 [^{F11}or a component under paragraph 23 or 24] has not become applicable to the claimant.

(5) For the purposes of sub-paragraphs (3)(c)(i) and (4)(a), a claimant shall be treated as entitled to housing benefit—

(a) during any period where he was not, or had ceased to be, so entitled and throughout that period, he had been awarded council tax benefit and his applicable amount included

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the amount applicable under paragraph 3(1)(a) of Schedule 1 to the Council Tax Benefit Regulations 2006 (lone parent rate of family premium); or

(b) during any rent free period as defined for the purposes of regulation 81(1).]

Textual Amendments

- F1** Sch. 3 Pt. 2 omitted (1.5.2016) by virtue of [The Housing Benefit \(Abolition of the Family Premium and date of claim\) \(Amendment\) Regulations 2015](#) (S.I. 2015/1857), regs. 1(b), **2(1)(c)** (with reg. 4)
- F2** Words in Sch. 3 para. 3(1) omitted (31.10.2011) by virtue of [The Social Security \(Miscellaneous Amendments\) \(No. 3\) Regulations 2011](#) (S.I. 2011/2425), regs. 1(2), **19(7)(a)(i)**
- F3** Sch. 3 para. 3(1)(b) substituted (1.4.2014 for specified purposes, 7.4.2014 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2014](#) (S.I. 2014/516), arts. 1(2)(g), **17(1)(8)(b)**
- F4** Sch. 3 para. 3(1)(b) substituted (1.4.2015 for specified purposes, 6.4.2015 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2015](#) (S.I. 2015/457), arts. 1(2)(g), **17(1)(8)(b)**
- F5** Sch. 3 para. 3(1)(b) substituted (1.4.2014 for specified purposes, 7.4.2014 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2014](#) (S.I. 2014/516), arts. 1(2)(g), **17(1)(8)(b)**
- F6** Sch. 3 para. 3(2) omitted (31.10.2011) by virtue of [The Social Security \(Miscellaneous Amendments\) \(No. 3\) Regulations 2011](#) (S.I. 2011/2425), regs. 1(2), **19(7)(a)(ii)**
- F7** Words in Sch. 3 para. 3(3)(a)(b) substituted (19.5.2008) by [The Social Security \(Miscellaneous Amendments\) \(No.2\) Regulations 2008](#) (S.I. 2008/1042), regs. 1(2), **3(10)(a)**
- F8** Words in Sch. 3 para. 3(4)(c) substituted (1.4.2009 for specified purposes, 6.4.2009 in so far as not already in force) by [The Social Security \(Miscellaneous Amendments\) Regulations 2009](#) (S.I. 2009/583), regs. 1(5), **6(10)(b)(i)**
- F9** Words in Sch. 3 para. 3(4)(d) substituted (1.4.2009 for specified purposes, 6.4.2009 in so far as not already in force) by [The Social Security \(Miscellaneous Amendments\) Regulations 2009](#) (S.I. 2009/583), regs. 1(5), **6(10)(b)(ii)**
- F10** Words in Sch. 3 para. 3(4)(e) omitted (19.5.2008) by virtue of [The Social Security \(Miscellaneous Amendments\) \(No.2\) Regulations 2008](#) (S.I. 2008/1042), regs. 1(2), **3(10)(b)**
- F11** Words in Sch. 3 para. 3(4)(e) inserted (1.4.2009 for specified purposes, 6.4.2009 in so far as not already in force) by [The Social Security \(Miscellaneous Amendments\) Regulations 2009](#) (S.I. 2009/583), regs. 1(5), **6(10)(b)(iii)**

Modifications etc. (not altering text)

- C1** Sch. 3 Pt. 2 para. 3(1)(b) sum maintained (1.4.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2017](#) (S.I. 2017/260), arts. 1(2)(j), **22(8)(b)**
- C2** Sch. 3 para. 3(1)(a) sum confirmed (1.4.2007 for specified purposes, 2.4.2007 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2007](#) (S.I. 2007/688), arts. 1(2)(j), **19(7)(a)**
- C3** Sch. 3 para. 3(1)(a) sum confirmed (1.4.2008 for specified purposes, 7.4.2008 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2008](#) (S.I. 2008/632), arts. 1(2)(j), **19(8)(a)**
- C4** Sch. 3 para. 3(1)(a) sum confirmed (for specified purposes and with effect in accordance with art. 1(3)(a) 6 of the amending S.I., in force in so far as not already in force and with effect in accordance with art. 1(3)(a) 6 of the amending S.I.) by [The Social Security Benefits Up-rating Order 2009](#) (S.I. 2009/497), arts. 1(2)(i), **19(8)(a)**
- C5** Sch. 3 para. 3(1)(a) sum confirmed (1.4.2010 for specified purposes, 5.4.2010 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2010](#) (S.I. 2010/793), arts. 1(2)(j), **19(7)(a)**
- C6** Sch. 3 para. 3(1)(a) sum confirmed (coming into force in accordance with art. 1(2)(j) of the amending S.I.) by [The Social Security Benefits Up-rating Order 2011](#) (S.I. 2011/821), arts. 1(2)(j), **20(7)(a)**
- C7** Sch. 3 para. 3(1)(a) sum confirmed (1.4.2012 for specified purposes, 2.4.2012) by [The Social Security Benefits Up-rating Order 2012](#) (S.I. 2012/780), arts. 1(2)(j), **20(7)(a)**
- C8** Sch. 3 para. 3(1)(a) sum confirmed (1.4.2013) by [The Social Security Benefits Up-rating Order 2013](#) (S.I. 2013/574), arts. 1(2)(a), **19(1)(7)(a)**

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- C9** Sch. 3 para. 3(1)(a) sum maintained (1.4.2014 for specified purposes, 7.4.2014 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2014 \(S.I. 2014/516\)](#), arts. 1(2)(g), **17(1)(8)(a)**
- C10** Sch. 3 para. 3(1)(a) sum maintained (1.4.2014 for specified purposes, 7.4.2014 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2014 \(S.I. 2014/516\)](#), arts. 1(2)(g), **17(1)(8)(a)**
- C11** Sch. 3 para. 3(1)(a) sum maintained (1.4.2015 for specified purposes, 6.4.2015 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2015 \(S.I. 2015/457\)](#), arts. 1(2)(g), **17(1)(8)(a)**
- C12** Sch. 3 para. 3(1)(a) sum maintained (1.4.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [The Social Security Benefits Up-rating Order 2017 \(S.I. 2017/260\)](#), arts. 1(2)(j), **22(8)(a)**
- C13** Sch. 3 para. 3(1)(b) sum confirmed (coming into force in accordance with art. 1(2)(j) of the amending S.I.) by [The Social Security Benefits Up-rating Order 2011 \(S.I. 2011/821\)](#), arts. 1(2)(j), **20(7)(b)**
- C14** Sch. 3 para. 3(1)(b) sum confirmed (1.4.2012 for specified purposes, 2.4.2012) by [The Social Security Benefits Up-rating Order 2012 \(S.I. 2012/780\)](#), arts. 1(2)(j), **20(7)(b)**
- C15** Sch. 3 para. 3(1)(b) sum confirmed (1.4.2013) by [The Social Security Benefits Up-rating Order 2013 \(S.I. 2013/574\)](#), arts. 1(2)(a), **19(1)(7)(b)**

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