

Status: Point in time view as at 01/10/2021.

Changes to legislation: The Housing Benefit Regulations 2006, Paragraph 51 is up to date with all changes known to be in force on or before 29 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULE 6

Capital to be disregarded

Modifications etc. (not altering text)

- C1** Sch. 6 modified (22.11.2010) by [The Jobseekers Allowance \(Work for Your Benefit Pilot Scheme\) Regulations 2010 \(S.I. 2010/1222\)](#), regs. 1(2), **17**

51.—(1) Any payment—

- (a) by way of an education maintenance allowance made pursuant to—
- (i) regulations made under section 518 of the Education Act 1996^{M1} (payment of school expenses; grant of scholarships etc);
 - (ii) regulations made under section 49 or 73(f) of the Education (Scotland) Act 1980^{M2} (power to assist persons to take advantage of educational facilities);
 - [^{F1}(iii) directions made under section 73ZA of the Education (Scotland) Act 1980 and paid under section 12(2)(c) of the Further and Higher Education (Scotland) Act 1992;^{F2} ...]
- (b) corresponding to such an education maintenance allowance, made pursuant to—
- (i) section 14 or section 181 of the Education Act 2002^{M3} (power of Secretary of State and National Assembly for Wales to give financial assistance for purposes related to education or childcare, and allowances in respect of education or training); or
 - (ii) regulations made under section 181 of that Act^{F3}; or
- (c) in England, by way of financial assistance made pursuant to section 14 of the Education Act 2002.]

(2) Any payment, other than a payment to which sub-paragraph (1) applies, made pursuant to—

- (a) regulations made under section 518 of the Education Act 1996^{M4};
- (b) regulations made under section 49 of the Education (Scotland) Act 1980; or
- [^{F4}(c) directions made under section 73ZA of the Education (Scotland) Act 1980 and paid under section 12(2)(c) of the Further and Higher Education (Scotland) Act 1992,]

in respect of a course of study attended by a child or a young person or a person who is in receipt of an education maintenance allowance [^{F5}or other payment] made pursuant to any provision specified in sub-paragraph (1).

Textual Amendments

- F1** Sch. 6 para. 51(1)(a)(iii) substituted (5.1.2009) by [The Social Security \(Miscellaneous Amendments\) \(No. 7\) Regulations 2008 \(S.I. 2008/3157\)](#), regs. 1(1), **5(7)(c)(i)**
- F2** Word in Sch. 6 para. 51(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(8)(a)**
- F3** Sch. 6 para. 51(1)(c) and word added (31.10.2011) by [The Social Security \(Miscellaneous Amendments\) \(No. 3\) Regulations 2011 \(S.I. 2011/2425\)](#), regs. 1(2), **19(8)(b)**
- F4** Sch. 6 para. 51(2)(c) substituted (5.1.2009) by [The Social Security \(Miscellaneous Amendments\) \(No. 7\) Regulations 2008 \(S.I. 2008/3157\)](#), regs. 1(1), **5(7)(c)(ii)**
- F5** Words in Sch. 6 para. 51(2) inserted (31.10.2011) by [The Social Security \(Miscellaneous Amendments\) \(No. 3\) Regulations 2011 \(S.I. 2011/2425\)](#), regs. 1(2), **19(8)(c)**

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Marginal Citations

M1 1996 c. 56.

M2 1980 c. 44.

M3 2002 c. 32.

M4 1996 c. 30; section 518 was substituted by the [School Standards and Framework Act 1998 \(c. 31\)](#), [section 129](#).

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