

STATUTORY INSTRUMENTS

2006 No. 214

The Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006

PART 5

Applicable amounts

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22.—(1) Subject to regulations 61 and 62 and Schedule A1 ^{F1} (calculation of weekly amounts, rent free periods and treatment of claims for housing benefit by refugees), the applicable amount of a claimant shall be the aggregate of such of the following amounts as apply in his case—

- (a) an amount in respect of his personal allowance, determined in accordance with paragraph 1 of Schedule 3;
- (b) an amount in respect of any child or young person who is a member of his family, determined in accordance with paragraph 2 of that Schedule;
- (c) if he is a member of a family of which at least one member is a child or young person, an amount determined in accordance with paragraph 3(1) of Part 2 of that Schedule (family premium);

^{F2}(d)

- (e) the amount of any premiums which may be applicable to him, determined in accordance with Parts 3 and 4 of that Schedule (premiums).

^{F3}(2)

^{F3}(3)

^{F4}(4)

^{F5}(5) In [^{F6}Schedule 3]—

“additional spouse” means a spouse of either party to the marriage who is additional to the other party to the marriage;

“patient” means a person (other than a person who is serving a sentence of imprisonment or detention in a youth custody institution) who is regarded as receiving free in-patient treatment within the meaning of [^{F7}regulation 2(4) and (5) of the Social Security (Hospital In-Patients) Regulations 2005].]

^{F8}(6)

^{F8}(7)

Status: Point in time view as at 01/04/2012.

Changes to legislation: There are currently no known outstanding effects for the *The Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006, PART 5*. (See end of Document for details)

Textual Amendments

- F1** See the [Housing Benefit and Council Tax Benefit \(Consequential Provisions\) Regulations 2006 \(S.I. 2006/217\)](#), **regulation 7** and Schedule 4, paragraph 2 for regulation 10A and Schedule A1 (claims by refugees).
- F2** Reg. 22(1)(d) omitted (31.10.2011) by virtue of [The Social Security \(Miscellaneous Amendments\) \(No. 3\) Regulations 2011 \(S.I. 2011/2425\)](#), regs. 1(2), **20(4)**
- F3** Reg. 22(2)(3) omitted by SI 2005/2502 reg. 2(3)(a) (as amended) (3.4.2006) by virtue of [The Housing Benefit and Council Tax Benefit \(Consequential Provisions\) Regulations 2006 \(S.I. 2006/217\)](#), reg. 1(1), **Sch. 2 para. 27(4)** (with regs. 2, 3, Sch. 3, Sch. 4)
- F4** Reg. 22(4) omitted by SI 2005/2502 reg. 2(3)(a) (as amended) (3.4.2006) by virtue of [The Housing Benefit and Council Tax Benefit \(Consequential Provisions\) Regulations 2006 \(S.I. 2006/217\)](#), reg. 1(1), **Sch. 2 para. 27(4)** (with regs. 2, 3, Sch. 3, Sch. 4)
- F5** Reg. 22(5) substituted by SI 2005/2502 reg. 2(3)(b) (as amended) (3.4.2006) by [The Housing Benefit and Council Tax Benefit \(Consequential Provisions\) Regulations 2006 \(S.I. 2006/217\)](#), reg. 1(1), **Sch. 2 para. 27(4)** (with regs. 2, 3, Sch. 3, Sch. 4)
- F6** Words in reg. 22(5) substituted (19.5.2008) by [Social Security \(Miscellaneous Amendments\) \(No.2\) Regulations 2008 \(S.I. 2008/1042\)](#), regs. 1(2), **4(4)**
- F7** Words in reg. 22(5) substituted by SI 2005/3360 reg. 5(1) (as substituted) (6.3.2006) by [The Housing Benefit and Council Tax Benefit \(Consequential Provisions\) Regulations 2006 \(S.I. 2006/217\)](#), reg. 1(1), **Sch. 2 para. 30(1)** (with regs. 2, 3, Sch. 3, Sch. 4)
- F8** Reg. 22(6)(7) omitted by SI 2005/2502 reg. 2(3)(c) (as amended) (3.4.2006) by virtue of [The Housing Benefit and Council Tax Benefit \(Consequential Provisions\) Regulations 2006 \(S.I. 2006/217\)](#), reg. 1(1), **Sch. 2 para. 27(4)** (with regs. 2, 3, Sch. 3, Sch. 4)

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Point in time view as at 01/04/2012.

Changes to legislation:

There are currently no known outstanding effects for the The Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006, PART 5.