

SCHEDULE 6

Capital to be disregarded

PART 1

Capital to be disregarded generally

17.—(1) An amount equal to the amount of any payment made in consequence of any personal injury to the claimant or, if the claimant has a partner, to the partner.

(2) Where the whole or part of the payment is administered—

[^{F1}(a) by the High Court or the County Court under Rule 21.11(1) of the Civil Procedure Rules 1998, or the Court of Protection, or on behalf of a person where the payment can only be disposed of by order or direction of any such court;]

(b) in accordance with an order under Rule 36.14 of the Ordinary Cause Rules 1993 ^{F2} or under Rule 128 of those Rules; or

(c) in accordance with the terms of a trust established for the benefit of the claimant or his partner,

the whole of the amount so administered.

Textual Amendments

F1 Sch. 6 para. 17(2)(a) substituted (for specified purposes and with effect in accordance with reg. 1(4) of the amending S.I.) by [Social Security \(Miscellaneous Amendments\) \(No.4\) Regulations 2006 \(S.I. 2006/2378\)](#), [reg. 16\(4\)](#)

F2 First Schedule to the [Sheriff Courts \(Scotland\) Act 1907 \(c. 51\)](#) as substituted in respect of causes commenced on or after 1 January 1994 by [S.I. 1993/1956](#); the relevant amending Instrument is [S.I. 1996/2167](#).

Status:

Point in time view as at 08/06/2024.

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, Paragraph 17.