

STATUTORY INSTRUMENTS

2006 No. 215

The Council Tax Benefit Regulations 2006

PART 2

Membership of a family

Persons of prescribed description for the definition of family in section 137(1) of the Act

9.—(1) Subject to paragraph (2), a person of a prescribed description for the purposes of section 137(1) of the Act (definition of family) as it applies to council tax benefit is a person [^{F1}who falls within the definition of qualifying young person in section 142 of the Act (child and qualifying young person)], and in these Regulations such a person is referred to as a “young person”.

(2) Paragraph (1) shall not apply to a person who is—

(a) on income support^{F2}, an income-based jobseeker's allowance or an income-related employment and support allowance];^{F3}or

^{F4}(b)

(c) a person to whom section 6 of the Children (Leaving Care) Act 2000 ^{M1} (exclusion from benefits) applies.

(3) A person of a prescribed description for the purposes of section 137(1) of the Act as it applies to council tax benefit (definition of the family) includes a child or young person in respect of whom section 145A of the Act ^{M2} applies for the purposes of entitlement to child benefit but only for the period prescribed under section 145A(1) of the Act.

Textual Amendments

- F1** Words in reg. 9(1) substituted (10.4.2006) by [Social Security \(Young Persons\) Amendment Regulations 2006 \(S.I. 2006/718\)](#), regs. 1(2)(a), **5(2)(a)**
- F2** Words in reg. 9(2)(a) substituted (27.10.2008) by [The Employment and Support Allowance \(Consequential Provisions\) Regulations 2008 \(S.I. 2008/1082\)](#), regs. 1, **47**
- F3** Word in reg. 9(2)(a) inserted (10.4.2006) by [Social Security \(Young Persons\) Amendment Regulations 2006 \(S.I. 2006/718\)](#), regs. 1(2)(a), **5(2)(b)**
- F4** Reg. 9(2)(b) omitted (10.4.2006) by virtue of [Social Security \(Young Persons\) Amendment Regulations 2006 \(S.I. 2006/718\)](#), regs. 1(2)(a), **5(2)(c)**

Marginal Citations

- M1** [2000 c. 35.](#)
- M2** Section 145A was inserted by section 55 of the [Tax Credits Act 2002 \(c. 21\)](#).

Changes to legislation:

There are currently no known outstanding effects for the The Council Tax Benefit Regulations 2006, Section 9.