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STATUTORY INSTRUMENTS

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**2008 No. 2767**

**The Social Security (Miscellaneous  
Amendments) (No.6) Regulations 2008**

**Amendment of the Council Tax Benefit Regulations 2006**

**8.**—(1) The Council Tax Benefit Regulations 2006(1) are amended as follows.

(2) In regulation 2(1), omit the following definitions—

- (a) “community charge benefit”;
- (b) “the Independent Living Fund”;
- (c) “the Independent Living Funds”(2);
- (d) “the Independent Living (Extension) Fund”;
- (e) “the Independent Living (1993) Fund”.

(3) In regulation 8(4)(a)(ii) (prescribed persons for the purposes of 131(3)(b) of the Act) for “section 9 of the Criminal Justice and Court Services Act 2000” substitute “section 13 of the Offender Management Act 2007”.

(4) In—

- (a) regulation 32(7)(a) (notional income),
- (b) regulation 36(6) (income treated as capital),
- (c) regulation 39(4)(a) (notional capital),
- (d) regulation 58(9)(b) (non-dependant deductions),
- (e) regulation 72(4)(b) and (c) (evidence and information),
- (f) paragraph 2(b) of Schedule 2 (amount of alternative maximum council tax benefit),
- (g) paragraph 36(1) of Schedule 4 (sums to be disregarded in the calculation of income other than earnings),
- (h) paragraph 24(1) of Schedule 5 (capital to be disregarded) where it first occurs,

for “Funds” substitute “Fund (2006)”.

(5) In regulation 43(1) (interpretation)—

- (a) in the definition of “contribution” for “Further and Higher Education (Scotland) Act 1992” substitute “Education (Scotland) Act 1980”;
- (b) in paragraph (c) of the definition of “standard maintenance grant” omit “and paid under the Further and Higher Education (Scotland) Act 1992”.

(6) In regulation 58(7)(b) (non-dependant deductions) for “a Youth Training Scheme” substitute “youth training”.

(7) In regulation 74(5) (duty to notify changes of circumstances) after “in receipt of” insert “state pension credit”.

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(1) [S.I. 2006/215](#).

(2) Relevant amending instrument is [S.I. 2007/2538](#).

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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(8) In paragraph 13(1)(a)(ii) of Schedule 1 (applicable amounts) omit “community charge benefit or, as the case may be,”.

(9) In Schedule 4 (sums to be disregarded in the calculation of income other than earnings)—

(a) in paragraph 29, before “23C” insert “23B,”;

(b) omit paragraph 42.

(10) In Schedule 5 (capital to be disregarded)—

(a) in paragraph 19 after “section 17,” insert “ 23B, ” and for “28” substitute “29”;

(b) in paragraph 34(3) omit “, the Independent Living (1993) Fund”;

(c) omit paragraph 36.