
STATUTORY INSTRUMENTS

2008 No. 586

The Housing Benefit (Local Housing Allowance, Information Sharing and Miscellaneous) Amendment Regulations 2008

Amendment of the Housing Benefit (State Pension Credit) (Local Housing Allowance and Information Sharing) Amendment Regulations 2007

5.—(1) The Housing Benefit (State Pension Credit) (Local Housing Allowance and Information Sharing) Amendment Regulations 2007⁽¹⁾ shall be amended as follows.

(2) In regulation 3 (amendment of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006 relating to information sharing)—

- (a) in paragraph (1)(b), in the inserted paragraph (4A) for “regulation 95A(6)” substitute “regulation 95A(5)”; and
- (b) in paragraph (2), in paragraph (1)(b) of the inserted regulation 114A for “regulation 12A” substitute “regulation 12D”.

(3) In regulation 4(1)(f) (amendments to regulation 2 of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006) for the inserted definition of “registered housing association” substitute—

““registered housing association” means a housing association which—

- (a) is registered in a register maintained by the Corporation or the National Assembly for Wales under Chapter 1 of Part 1 of the Housing Act 1996; or
- (b) in Scotland, is registered by Scottish Ministers by virtue of section 57(3)(b) of the Housing (Scotland) Act 2001,

and “the Corporation” has the same meaning as in section 56 of the Housing Act 1996;”.

(4) In regulation 7 (insertion of regulations 13C, 13D and 13E into the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006)—

- (a) in the inserted regulation 13C(5)(c) in the inserted regulation 13C(5) for “falling within any of paragraphs 4 to 10” substitute “mentioned in any of paragraphs 4 to 11”; and
- (b) in the inserted regulation 13D—
 - (i) in paragraph (2)(a) for paragraph (ii) substitute—

“(ii) the claimant’s partner is not a care leaver;”; and
 - (ii) in paragraph (2)(b) after “size criteria” insert “as set out in paragraph (3)”.

(5) In regulation 8 (substitution of regulation 14 of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006), in the substituted paragraph 14—

- (a) in paragraph (1)(f)—
 - (i) for “or (e)” substitute “, (e) or (h)”; and

- (ii) in paragraph (ii) omit “or”; and
 - (b) after paragraph (1)(g) add—
 - “or
 - (h) has received notification that any of the circumstances in regulation 13C(5) apply.”; and
 - (c) in paragraph (8) omit the definition of “the Corporation”.
- (6) In regulation 15 (amendment of regulations 59 and 60 of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006) for paragraph (1) substitute—
- “(1) In regulation 59 (date of which change of circumstances is to take effect)—
 - (a) in paragraph (1) for “regulations 60 and 61(6)” substitute “regulations 60 and 61(5)”; and
 - (b) in paragraph (3) for “regulation 61(6)” substitute “regulation 61(5)”.’.