

**2008 No. 637**

**SOCIAL SECURITY**

**The Discretionary Financial Assistance (Amendment)  
Regulations 2008**

<i>Made</i>	- - - -	<i>6th March 2008</i>
<i>Laid before Parliament</i>		<i>12th March 2008</i>
<i>Coming into force</i>	- -	<i>7th April 2008</i>

The Secretary of State for Work and Pensions makes the following Regulations in exercise of the powers conferred by section 69(1), (2) and (7) of the Child Support, Pensions and Social Security Act 2000(a) and section 189(4) to (6) of the Social Security Administration Act 1992(b).

In accordance with section 176(1) of the Social Security Administration Act 1992, the Secretary of State has consulted with organisations appearing to be representative of the authorities concerned.

The Social Security Advisory Committee has agreed that the proposals in respect of these Regulations should not be referred to it(c).

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Discretionary Financial Assistance (Amendment) Regulations 2008 and shall come into force on 7th April 2008.

(2) In these Regulations, “the Regulations” means the Discretionary Financial Assistance Regulations 2001(d).

**Amendment of regulation 3**

2. Regulation 3 of the Regulations (circumstances in which discretionary housing payments may be made) shall be amended as follows—

- (a) in paragraph (d) for “regulation 10 of the Housing Benefit Regulations” substitute “regulation 12 of the Housing Benefit Regulations or regulation 12 of the Housing Benefit (State Pension Credit) Regulations”;
- (b) in paragraph (f) for “regulation 8(2A) of the Housing Benefit Regulations” substitute “regulation 11(3) of the Housing Benefit Regulations or regulation 11(2) of the Housing Benefit (State Pension Credit) Regulations”;

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(a) 2000 c.19. Section 69(7) is cited because of the meaning ascribed to the word “prescribed”.

(b) 1992 c.5.

(c) See sections 172(1) and 173(1)(b) of the Social Security Administration Act 1992 (c.5). Section 73 of the Child Support, Pensions and Social Security Act 2000 (c.19) added paragraph (af) to section 170(5) which defines “relevant enactments” in respect of which regulations must normally be referred to the Committee.

(d) S.I. 2001/1167 as amended by S.I.s 2001/1711, 2002/490, 2006/217 and 2007/2474.