
STATUTORY INSTRUMENTS

2009 No. 497

The Social Security Benefits Up-rating Order 2009

PART 3

INCOME SUPPORT, HOUSING BENEFIT AND COUNCIL TAX BENEFIT

Housing Benefit for certain persons over the qualifying age for State Pension Credit

20.—(1) The sums relevant to the calculation of an applicable amount as specified in the Housing Benefit (SPC) Regulations shall be the sums set out in this article and Schedules 7 and 8 to this Order; and unless stated otherwise, any reference in this article to a numbered Schedule is a reference to the Schedule to the Housing Benefit (SPC) Regulations bearing that number.

(2) In paragraph (4) the reference to regulation 55 means regulation 55 of the Housing Benefit (SPC) Regulations as in force immediately before 1st April 2009 and regulation 55 as substituted by regulation 14 of the Housing Benefit (State Pension Credit) (Local Housing Allowance and Information Sharing) Amendment Regulations 2007(1).

(3) In regulation 30(3) (calculation of income on a weekly basis)—

- (a) in sub-paragraph (a) “£175.00” remains unchanged; and
- (b) in sub-paragraph (b) “£300.00” remains unchanged.

(4) In regulation 55 (non-dependant deductions)—

- (a) in paragraph (1)(a) “£47.75” remains unchanged;
- (b) in paragraph (1)(b) “£7.40” remains unchanged;
- (c) in paragraph (2)(a) for “£116.00” substitute “£120.00”;
- (d) in paragraph (2)(b) for “£116.00” and “£172.00” substitute “£120.00” and “£178.00” respectively and “£17.00” remains unchanged;
- (e) in paragraph (2)(c) for “£172.00” and “£223.00” substitute “£178.00” and “£231.00” respectively and “£23.35” remains unchanged;
- (f) in paragraph (2)(d) for “£223.00” and “£296.00” substitute “£231.00” and “£306.00” respectively and “£38.20” remains unchanged; and
- (g) in paragraph (2)(e) for “£296.00” and “£369.00” substitute “£306.00” and “£382.00” respectively and “£43.50” remains unchanged.

(5) In paragraph 2 of Part 1 of Schedule 1 (ineligible service charges), for “£21.60”, “£21.60”, “£10.90”, “£14.35”, “£14.35”, “£7.20” and “£2.65” substitute “£22.95”, “£22.95”, “£11.60”, “£15.25”, “£15.25”, “£7.65” and “£2.80” respectively.

(6) In paragraph 6 of Part 2 of Schedule 1 (payments in respect of fuel charges)—

- (a) in sub-paragraph (2)(a) for “£15.45” substitute “£21.55”;
- (b) in sub-paragraph (2)(b) and (d) for “£1.80” substitute “£2.50”; and

- (c) in sub-paragraph (2)(c) for “£1.25” substitute “£1.75”.
- (7) The sums specified in Part 1 of Schedule 3 (applicable amounts: personal allowances) shall be as set out in Schedule 7 to this Order.
- (8) In paragraph 3 of Part 2 of Schedule 3 (applicable amounts: family premium)—
 - (a) in sub-paragraph (1) for “£16.75” substitute “£17.30”; and
 - (b) in sub-paragraph (2) “£10.50” remains unchanged.
- (9) The sums specified in Part 4 of Schedule 3 (applicable amounts: amounts of premiums specified in Part 3) shall be as set out in Schedule 8 to this Order.
- (10) In paragraph 9(1) and (3)(c) of Schedule 4 (sums disregarded from claimant’s earnings) for “£16.05” substitute “£16.85”.
- (11) In paragraph 21 of Schedule 5 (amounts to be disregarded in the calculation of income other than earnings) for “£16.05” substitute “£16.85”.