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STATUTORY INSTRUMENTS

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**2010 No. 2818**

**SOCIAL SECURITY**

**The Rate of Bereavement Benefits Regulations 2010**

		<i>22nd November</i>
<i>Made</i>	- - - -	<i>2010</i>
<i>Laid before Parliament</i>		<i>29th November 2010</i>
<i>Coming into force</i>	- -	<i>1st January 2011</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by sections 39(2A), 39C(1A), 122(1) and 175(1) of the Social Security Contributions and Benefits Act 1992<sup>(1)</sup>.

The Social Security Advisory Committee has agreed that proposals in respect of these Regulations should not be referred to it<sup>(2)</sup>.

**Citation and commencement**

1. These Regulations may be cited as the Rate of Bereavement Benefits Regulations 2010 and shall come into force on 1st January 2011.

**Rate of widowed mother's allowance and widow's pension**

2. The amount prescribed for the purposes of subsection (2A) of section 39 (rate of widowed mother's allowance and widow's pension) of the Social Security Contributions and Benefits Act 1992 is £97.65.

**Rate of widowed parent's allowance and bereavement allowance**

3. The amount prescribed for the purposes of subsection (1A) of section 39C (rate of widowed parent's allowance and bereavement allowance) of the Social Security Contributions and Benefits Act 1992 is £97.65.

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(1) 1992 c. 4. Section 39(2A) was inserted by section 6(5) of the Pensions Act 2007 (c. 22). Section 39C(1A) was inserted by section 6(6) of that Act. Section 122(1) is cited for the meaning of "prescribe".  
(2) Section 173(1)(b) of the Social Security Administration Act 1992 (c. 5) provides that proposals in respect of regulations which would otherwise be referable to the Social Security Advisory Committee may not be so referred with the agreement of that Committee. These Regulations would otherwise be so referable by virtue of section 172 of that Act.

Signed by authority of the Secretary of State for Work and Pensions.

22nd November 2010

*Freud*  
Parliamentary Under-Secretary of State,  
Department for Work and Pensions

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations prescribe the rate of certain benefits under Part 2 (contributory benefits) of the Social Security Contributions and Benefit Act 1992 (c. 4) (“the 1992 Act”).

Regulation 2 prescribes the amount of widowed mother’s allowance and widow’s pension for the purposes of section 39(2A) of the 1992 Act.

Regulation 3 prescribes the amount of widowed parent’s allowance and bereavement allowance for the purposes of section 39C(1A) of the 1992 Act.

The amounts prescribed are, in accordance with section 6(9) of the Pensions Act 2007 (c. 22), equal to the amount of the basic pension before the coming into force of the first provision made under section 150A of the Social Security Administration Act 1992 (c. 5) that alters the amount of the basic pension.

A full impact assessment has not been produced for this instrument as it has no impact on the private or voluntary sectors.