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STATUTORY INSTRUMENTS

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**2012 No. 1483**

**The Social Security (Information-sharing in  
relation to Welfare Services etc.) Regulations 2012**

**PART 3**

**INFORMATION-SHARING IN RELATION TO WELFARE SERVICES [F1OR  
HOUSING BENEFIT]F1... UNDER SECTIONS 131 TO 133 OF THE 2012 ACT**

**[F1Holding purposes**

**6.—(1)** The purposes prescribed under section 131(3) of the 2012 Act [F2in relation to welfare services [F3or housing benefit]] as purposes for which relevant information must be held by a qualifying person in order for them to use or supply it as set out in that subsection, are any of the following—

- [F4(a) determining a person's eligibility or continued eligibility for—
  - (i) a disabled person's badge;
  - (ii) assistance under the healthy start scheme;
  - (iii) housing support services; or
  - (iv) local welfare provision;]
- (b) determining whether to make to any person any grant or payment listed in regulation 5(2) and if so the amount of any such grant or payment;
- (c) determining whether a person applying for or receiving a welfare service listed in regulation 5(3) is liable to contribute towards the cost of that service and if so the amount of that contribution;
- [F5(d) where the qualifying person is a local authority in England, a person providing services to a local authority in England relating to a troubled families programme, or a person who falls within regulation 10(1)(b)—
  - (i) identifying households eligible for support under a troubled families programme;
  - (ii) providing appropriate types of advice, support and assistance to members of such households under such programmes; and
  - (iii) monitoring and evaluating such programmes;]
- (e) discharging any functions under Part 7 of the Housing Act 1996 M1 or (in Scotland) Part 2 of the Housing (Scotland) Act 1987 M2;
- (f) determining whether a person is in receipt of housing benefit;
- (g) determining the size of a dwelling occupied by a [F6person in receipt of a relevant social security benefit] and the number of persons occupying that dwelling as their home;

- (h) identifying [<sup>F7</sup>persons in receipt of a relevant social security benefit] who are or may be affected by regulations relating to under-occupation, and providing appropriate types of advice, support and assistance to such persons;
  - (i) identifying [<sup>F7</sup>persons in receipt of a relevant social security benefit] who are or may be affected by the benefit cap, and providing appropriate types of advice, support and assistance to such persons;
  - (j) determining the amount of housing benefit payable to a housing benefit claimant by reference to the local housing allowance;
  - <sup>F8</sup>(k) . . . . .
  - (l) determining whether a [<sup>F6</sup>person in receipt of a relevant social security benefit] is likely to have difficulty in managing their financial affairs;
  - (m) determining the probability that a housing benefit claimant will pay their rent;
  - (n) determining whether the landlord of a housing benefit claimant—
    - (i) was to provide qualifying welfare services to that housing benefit claimant but has not done so, or
    - (ii) is to provide qualifying welfare services to that housing benefit claimant but is unlikely to do so;
  - (o) determining whether—
    - (i) the landlord of a housing benefit claimant is a social landlord,
    - (ii) a housing benefit claimant occupies as their home a dwelling which is exempt accommodation,
    - (iii) the tenancy of a housing benefit claimant is an excluded tenancy,
    - (iv) a housing benefit claimant occupies as their home a houseboat, caravan or mobile home, or
    - (v) a housing benefit claimant resides in a hostel.
  - [ identifying the amount of housing costs included in an award of universal credit by
  - <sup>F9</sup>(p) reference to the local housing allowance.]
  - [ where the qualifying person is listed in regulation 10(1)(e)—
  - <sup>F10</sup>(q) (i) providing advice, assistance or support to a universal credit claimant under a universal support initiative; and
  - (ii) monitoring and evaluating the provision of such advice, assistance or support.]
  - [ where the qualifying person is Careers Wales—
  - <sup>F11</sup>(r) (i) identifying persons in Wales aged 18 or over but under 25 who are not in employment and not receiving either education or training;
  - (ii) providing advice, assistance and support to such persons;
  - (iii) monitoring and evaluating the provision of such advice, assistance and support.]
- (2) In this regulation—
- (a) “excluded tenancy” means a tenancy of a type falling within any of paragraphs 4 to 11 of Schedule 2 to the Housing Benefit Regulations or paragraphs 4 to 11 of Schedule 2 to the Housing Benefit (State Pension Credit) Regulations, as the case may require;
  - (b) “exempt accommodation” has the meaning given in paragraph 4(10) of Schedule 3 to the Housing Benefit and Council Tax Benefit (Consequential Provisions) Regulations 2006 <sup>M3</sup> (transitional and savings provision);

- (c) “hostel” has the meaning given in regulation 2(1) of the Housing Benefit Regulations or regulation 2(1) of the Housing Benefit (State Pension Credit) Regulations, as the case may require;
- (d) “local housing allowance” means an allowance determined in accordance with paragraph 2 of Schedule 3B to the Rent Officers Order;
- (e) “Rent Officers Order” means the Rent Officers (Housing Benefit Functions) Order 1997<sup>M4</sup> or (in Scotland) the Rent Officers (Housing Benefit Functions) (Scotland) Order 1997<sup>M5</sup>;

#### Textual Amendments

- F1** Reg. 2A inserted (15.11.2017) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) \(Amendment\) Regulations 2017 \(S.I. 2017/1016\)](#), regs. 1, **2(2)(b)**
- F2** Words in reg. 6(1) inserted (11.2.2013) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) \(Amendment\) Regulations 2013 \(S.I. 2013/41\)](#), regs. 1, **2(4)**
- F3** Words in reg. 6(1) inserted (8.11.2021) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) \(Amendment\) Regulations 2021 \(S.I. 2021/1129\)](#), regs. 1(1), **2(3)**
- F4** Reg. 6(1)(a) substituted (1.4.2013) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) Amendment and Prescribed Bodies Regulations 2013 \(S.I. 2013/454\)](#), regs. 1(2), **3(4)(a)**
- F5** Reg. 6(1)(d) substituted (1.4.2013) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) Amendment and Prescribed Bodies Regulations 2013 \(S.I. 2013/454\)](#), regs. 1(2), **3(4)(b)**
- F6** Words in reg. 6(1)(g)(l) substituted (1.4.2013) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) Amendment and Prescribed Bodies Regulations 2013 \(S.I. 2013/454\)](#), regs. 1(2), **3(4)(c)**
- F7** Words in reg. 6(1)(h)(i) substituted (1.4.2013) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) Amendment and Prescribed Bodies Regulations 2013 \(S.I. 2013/454\)](#), regs. 1(2), **3(4)(d)**
- F8** Reg. 6(1)(k) revoked (1.4.2013) by [The Council Tax Benefit Abolition \(Consequential Provision\) Regulations 2013 \(S.I. 2013/458\)](#), reg. 1, **Sch. 1**
- F9** Reg. 6(1)(p) added (1.4.2013) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) Amendment and Prescribed Bodies Regulations 2013 \(S.I. 2013/454\)](#), regs. 1(2), **3(4)(e)**
- F10** Reg. 6(1)(q) inserted (13.2.2015) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) \(Amendment\) Regulations 2015 \(S.I. 2015/46\)](#), regs. 1, **2(4)**
- F11** Reg. 6(1)(r) inserted (15.11.2017) by [The Social Security \(Information-sharing in relation to Welfare Services etc.\) \(Amendment\) Regulations 2017 \(S.I. 2017/1016\)](#), regs. 1, **2(4)**

#### Marginal Citations

- M1** 1996 c.52.
- M2** 1987 c.26.
- M3** [S.I. 2006/217](#). Paragraph 4 is substituted by [S.I. 2007/2870](#).
- M4** [S.I. 1997/1984](#). Schedule 3B is inserted by article 4 of the [Rent Officers \(Housing Benefit Functions\) Amendment Order 2007 \(S.I. 2007/2871\)](#) and amended by [S.I. 2008/3156](#), [2009/2459](#) and [2010/2836](#).
- M5** [S.I. 1997/1995](#). Schedule 3B is inserted by article 13 of the [Rent Officers \(Housing Benefit Functions\) Amendment Order 2007 \(S.I. 2007/2871\)](#) and amended by [S.I. 2008/3156](#), [2009/2459](#) and [2010/2836](#).

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Information-sharing in relation to Welfare Services etc.) Regulations 2012, Section 6.