

## SCHEDULE 4

### Housing costs element for renters

## PART 5

### Social rented sector <sup>F1</sup>...

#### Textual Amendments

- F1** Words in Sch. 4 Pt. 5 heading omitted (11.4.2018) by virtue of [The Universal Credit \(Miscellaneous Amendments, Saving and Transitional Provision\) Regulations 2018 \(S.I. 2018/65\)](#), regs. 1(4), **3(13)(g)** (with reg. 8(2)(3))

#### *The calculation of the housing costs element under this Part*

#### **Determining the amount from which HCC deductions are to be made: joint tenants**

**35.**—(1) This paragraph applies where, in respect of the accommodation occupied by the renter, one or more persons other than the renter is liable to make relevant payments which are of the same description as those for which the renter is liable and which are to be taken into account under paragraph 6.

(2) Amount S referred to in paragraph 33 is to be found as follows.

##### *Step 1*

Determine the total of all relevant payments referred to in sub-paragraph (1) for which the renter and others are liable in respect of the accommodation taken as a whole (applying paragraphs 31 and 32(3) and (4) as necessary).

##### *Step 2*

Determine the period in respect of which each relevant payment is payable and, in accordance with paragraph 7, determine the amount of the payment in respect of a month.

##### *Step 3*

Add together all of the amounts determined in step 2 in relation to all relevant payments.

##### *Step 4*

Find amount S in accordance with whichever of sub-paragraphs (3) to (5) applies in the renter's case. The result is amount S from which the sum of the housing costs contributions are to be deducted under paragraph 33.

(3) Where the only persons liable to make relevant payments are listed persons, amount S is the amount resulting from step 3 in sub-paragraph (2) less the amount of the under-occupation deduction (if any) required by paragraph 36.

(4) Where the persons liable for the relevant payments are one or more listed persons and one or more other persons, amount S is to be found by the applying the formula—

$$\left(\frac{A}{B}\right) \times C$$

**Changes to legislation:** There are currently no known outstanding effects for the The Universal Credit Regulations 2013, Paragraph 35. (See end of Document for details)

where—

“A” is the amount resulting from step 3 in sub-paragraph (2),

“B” is the total number of all persons (including listed persons) liable to make the relevant payments, and

“C” is the number of listed persons [<sup>F2</sup>liable to make relevant payments].

(5) If the Secretary of State is satisfied that it would be unreasonable to determine amount S in accordance with sub-paragraph (4), amount S is to be determined in such manner as the Secretary of State considers appropriate in all the circumstances, having regard (among other things) to the number of persons liable and the proportion of the relevant payments for which each of them is liable.

---

**Textual Amendments**

**F2** Words in Sch. 4 para. 35(4) inserted (29.7.2013) by [The Social Security \(Miscellaneous Amendments\) \(No. 2\) Regulations 2013 \(S.I. 2013/1508\)](#), regs. 1(2)(a), **3(10)**

---

**Modifications etc. (not altering text)**

**C1** Sch. 4 para. 35(4) sum maintained (coming into force in accordance with art. 1(2)(o) of the amending S.I.) by [The Social Security Benefits Up-rating Order 2017 \(S.I. 2017/260\)](#), arts. 1(2)(o), 28(4), **Sch. 17**

**Changes to legislation:**

There are currently no known outstanding effects for the The Universal Credit Regulations 2013, Paragraph 35.