
STATUTORY INSTRUMENTS

2014 No. 1230

The Universal Credit (Transitional Provisions) Regulations 2014

PART 2

TRANSITION TO UNIVERSAL CREDIT

CHAPTER 2

ENTITLEMENT TO OTHER BENEFITS

[^{F1}Arrears of benefit disregarded as capital

10A.—(1) This regulation applies in relation to the calculation of an award of universal credit (the “current award”) where the claimant has received a payment of arrears of benefit [^{F2}or armed forces independence payment], or a payment made to compensate for arrears due to the non-payment of benefit [^{F2}or armed forces independence payment], of £5,000 or more, and the following conditions are met—

- (a) the payment—
 - (i) is received during the current award; or
 - (ii) was received during an award of an existing benefit or state pension credit (the “earlier award”) and the claimant became entitled to the current award within one month of the date of termination of the earlier award;
- (b) in the case of a payment falling within sub-paragraph (a)(i), it would be disregarded from the calculation of the claimant’s capital if the claimant were entitled to an existing benefit or state pension credit;
- (c) in the case of a payment falling within sub-paragraph (a)(ii), it was disregarded from the calculation of the claimant’s capital for the purposes of the earlier award; and
- (d) the period of entitlement to benefit [^{F3}or armed forces independence payment] to which the payment relates commences before the first date on which, by virtue of section 33 of the Act (abolition of benefits), no claimant is entitled to an existing benefit.

(2) Where this regulation applies, notwithstanding anything in the Universal Credit Regulations, the payment is to be disregarded from the calculation of the claimant’s capital for 12 months from the date of receipt of the payment, or until the termination of the current award (if later).]

[^{F4}(3) “Armed forces independence payment” means armed forces independence payment under the Armed Forces and Reserve Forces (Compensation Scheme) Order 2011.]

Textual Amendments

F1 Reg. 10A inserted (11.9.2018) by [The Social Security \(Treatment of Arrears of Benefit\) Regulations 2018 \(S.I. 2018/932\)](#), regs. 1, 8

F2 Words in reg. 10A(1) inserted (31.10.2019) by [The Social Security \(Capital Disregards\) \(Amendment\) Regulations 2019 \(S.I. 2019/1314\)](#), regs. 1, 9(2)(a)(i)

Changes to legislation: There are currently no known outstanding effects for the The Universal Credit (Transitional Provisions) Regulations 2014, Section 10A. (See end of Document for details)

- F3** Words in reg. 10A(1)(d) inserted (31.10.2019) by The Social Security (Capital Disregards) (Amendment) Regulations 2019 (S.I. 2019/1314), regs. 1, **9(2)(a)(ii)**
- F4** Reg. 10A(3) inserted (31.10.2019) by The Social Security (Capital Disregards) (Amendment) Regulations 2019 (S.I. 2019/1314), regs. 1, **9(2)(b)**

Changes to legislation:

There are currently no known outstanding effects for the The Universal Credit (Transitional Provisions) Regulations 2014, Section 10A.