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STATUTORY INSTRUMENTS

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**2014 No. 904**

**SOCIAL SECURITY**

**The Social Security (Invalid Care Allowance) (Amendment) Regulations 2014**

<i>Made</i>	- - - -	<i>3rd April 2014</i>
<i>Laid before Parliament</i>		<i>3rd April 2014</i>
<i>Coming into force</i>	- -	<i>20th May 2014</i>

The Secretary of State for Work and Pensions, in exercise of the powers conferred by sections 70(8) and 175(1) and (3) of the Social Security Contributions and Benefits Act 1992<sup>(1)</sup>, makes the following Regulations.

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.—(1) These Regulations may be cited as the Social Security (Invalid Care Allowance) (Amendment) Regulations 2014.

(2) They come into force on 20th May 2014.

**Amendment of the Social Security (Invalid Care Allowance) Regulations 1976**

2. In regulation 8(1) of the Social Security (Invalid Care Allowance) Regulations 1976<sup>(3)</sup> (circumstances in which a person is or is not to be treated as gainfully employed), for “£100”, in both places where it occurs, substitute “£102”.

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(1) 1992 c.4. Section 175(1) is amended by paragraph 29 of Schedule 3 to the Social Security Contributions (Transfer of Functions etc.) Act 1999 (c.2).  
(2) See section 173(1)(b) of the Social Security Administration Act 1992 (c.5).  
(3) S.I. 1976/409. Regulation 8(1) is amended by S.I. 1992/470, 1993/316, 1996/2744, 2001/538, 2002/2497, 2007/2618 and 2010/510.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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

3rd April 2014

*Mike Penning*  
Minister of State  
Department for Work and Pensions

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## EXPLANATORY NOTE

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

These Regulations amend the Social Security (Invalid Care Allowance) Regulations 1976 ([S.I. 1976/409](#)) (“the principal Regulations”).

Under section 70 of the Social Security Contributions and Benefits Act 1992, a person is entitled to a carer’s allowance for any day on which that person is caring for a severely disabled person provided that, among other things, they are not gainfully employed.

Regulation 8(1) of the principal Regulations prescribes that a person is only to be treated as gainfully employed on any day in a week if their earnings in the immediately preceding week have exceeded £100. The amendments made by regulation 2 raise that amount to £102.

An impact assessment has not been published for this instrument as it has no impact on business or civil society organisations.