

---

STATUTORY INSTRUMENTS

---

**2017 No. 213**

**The Housing Benefit and Universal Credit (Size Criteria)  
(Miscellaneous Amendments) Regulations 2017**

**Amendments to the Rent Officers (Housing Benefit Functions) (Scotland) Order 1997**

**3.—**(1) Schedule 2 (size criteria) to the Rent Officers (Housing Benefit Functions) (Scotland) Order 1997(1) is amended as follows.

(2) In paragraph 1—

(a) before sub-paragraph (a) insert—

- “(za) a member of a couple who cannot share a bedroom;
- (zb) a member of a couple who can share a bedroom;”;

(b) in sub-paragraph (a) omit “(within the meaning of Part VII of the Social Security Contributions and Benefits Act 1992)”;

(c) in the full-out words at the end—

- (i) after “a child who cannot share a bedroom” insert “or a member of a couple who cannot share a bedroom”;
- (ii) after “the child” insert “or the member of the couple”.

(3) In paragraph 1A, for sub-paragraph (a) substitute—

“(a) one or more of the following persons is stated as being a person who requires overnight care—

- (i) the tenant;
- (ii) the tenant’s partner;
- (iii) a person (other than the tenant or the tenant’s partner) who occupies the dwelling as their home;
- (iv) a child or young person in respect of whom the tenant or the tenant’s partner is a qualifying parent or carer; or”.

(4) In paragraph 3—

(a) after “child who cannot share a bedroom” insert “, “couple”, “member of a couple who cannot share a bedroom”;

(b) at the end insert “and reference to a member of a couple who can share a bedroom is to be construed in accordance with regulation 2(6) of those Regulations”.