

STATUTORY INSTRUMENTS

2017 No. 410

The Bereavement Support Payment Regulations 2017

Rate of bereavement support payment

3.—(1) The higher rate of bereavement support payment is £350 for each monthly recurrence of the day of the month on which the person's [^{F1}spouse, civil partner or cohabiting partner] died during the period for which bereavement support payment is payable (see regulation 2).

[^{F2}(2) Where the person claims bereavement support payment 12 months or less after—

- (a) the date their spouse or civil partner died;
- (b) in the case of a claim in respect of their cohabiting partner who died on or after 30th August 2018 and before the RO commencement day, the RO commencement day;
- (c) in the case of a claim in respect of their cohabiting partner who died on or after the RO commencement day, the date their cohabiting partner died,

the higher rate of bereavement support payment is £3,500 for the first month of the period for which bereavement support payment is payable.]

(3) Any higher rate mentioned in paragraph (2) is in addition to any higher rate mentioned in paragraph (1).

(4) The standard rate of bereavement support payment is £100 for each monthly recurrence of the day of the month on which the person's spouse or civil partner died during the period for which bereavement support payment is payable.

(5) Where the person claims bereavement support payment 12 months or less after the date their spouse or civil partner died, the standard rate of bereavement support payment is £2,500 for the first month of the period for which bereavement support payment is payable.

(6) Any standard rate mentioned in paragraph (5) is in addition to any standard rate mentioned in paragraph (4).

(7) Where a person's spouse or civil partner died on the 31st day of a month, the monthly recurrence of the day of death is to be treated for the purposes of paragraphs (1) and (4) as falling on the last day of the month [^{F3}(the same applies where a cohabiting partner dies for the purposes of paragraph (1))].

(8) Where a person's [^{F4}spouse, civil partner or cohabiting partner] died on the 29th or 30th day of a month, the monthly recurrence of the day of death in February is to be treated for those purposes as falling on the last day of February.

[^{F5}(9) In this regulation, "the RO commencement day" has the meaning given in regulation 2(13).]

Textual Amendments

F1 Words in reg. 3(1) substituted (retrospective to 30.8.2018) by [The Bereavement Benefits \(Remedial\) Order 2023 \(S.I. 2023/134\)](#), arts. 1(3), **6(3)(a)** (with art. 2)

F2 Reg. 3(2) substituted (retrospective to 30.8.2018) by [The Bereavement Benefits \(Remedial\) Order 2023 \(S.I. 2023/134\)](#), arts. 1(3), **6(3)(b)** (with art. 2)

- F3** Words in reg. 3(7) inserted (retrospective to 30.8.2018) by [The Bereavement Benefits \(Remedial\) Order 2023 \(S.I. 2023/134\)](#), arts. 1(3), **6(3)(c)** (with art. 2)
- F4** Words in reg. 3(8) substituted (retrospective to 30.8.2018) by [The Bereavement Benefits \(Remedial\) Order 2023 \(S.I. 2023/134\)](#), arts. 1(3), **6(3)(a)** (with art. 2)
- F5** Reg. 3(9) inserted (retrospective to 30.8.2018) by [The Bereavement Benefits \(Remedial\) Order 2023 \(S.I. 2023/134\)](#), arts. 1(3), **6(3)(d)** (with art. 2)

Modifications etc. (not altering text)

- C1** Reg. 3(1): sum confirmed (8.4.2024) by [The Social Security Benefits Up-rating Order 2024 \(S.I. 2024/242\)](#), arts. 1(3)(c), **19(a)**
- C2** Reg. 3(2): sum confirmed (8.4.2024) by [The Social Security Benefits Up-rating Order 2024 \(S.I. 2024/242\)](#), arts. 1(3)(c), **19(b)**
- C3** Reg. 3(4): sum confirmed (8.4.2024) by [The Social Security Benefits Up-rating Order 2024 \(S.I. 2024/242\)](#), arts. 1(3)(c), **19(c)**
- C4** Reg. 3(5): sum confirmed (8.4.2024) by [The Social Security Benefits Up-rating Order 2024 \(S.I. 2024/242\)](#), arts. 1(3)(c), **19(d)**

Changes to legislation:

There are currently no known outstanding effects for the The Bereavement Support Payment Regulations 2017, Section 3.