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STATUTORY INSTRUMENTS

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**2017 No. 900**

**The Income-related Benefits (Subsidy to Authorities) Amendment Order 2017**

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the Income-related Benefits (Subsidy to Authorities) Amendment Order 2017 and comes into force on 26th October 2017.

(2) Article 2(3) and Schedule 1 have effect for the purpose of determining subsidy payable for the relevant year beginning with 1st April 2016.

(3) Articles 2(2)(a) and (4) and 3 and Schedules 2, 3 and 4 have effect for the purpose of determining subsidy payable for the relevant year beginning with 1st April 2017.

(4) Articles 2(2)(b) and (5), 4 and 5 have effect from 1st April 2017.

(5) In this Order—

“the 1998 Order” means the Income-related Benefits (Subsidy to Authorities) Order 1998(1);

“relevant year” means the period of a year beginning on 1st April in any calendar year in respect of which a claim for subsidy is made.

**The amount of an authority’s subsidy**

2.—(1) The 1998 Order is amended as follows.

(2) In article 12(1) (amount of subsidy)(2)—

(a) after sub-paragraph (b), insert—

“(ba) for an authority which is a participating authority for the purposes of Schedule 1ZA (additional amount of subsidy: right benefit initiative), the additional amount specified by that Schedule; and”.

(b) omit sub-paragraph (c).

(3) For Schedule 1 (sums to be used in the calculation of subsidy)(3) substitute the Schedule 1 set out in Schedule 1 to this Order.

(4) After the substituted Schedule 1 insert the Schedule 1ZA set out in Schedule 2 to this Order.

(5) Omit Schedule 1A (additional amount of subsidy: activities to reduce fraud and error)(4).

**Rent rebate deductions from an authority’s subsidy**

3.—(1) Schedule 4A to the 1998 Order (rent rebate limitation deductions (Housing Revenue Account Dwellings))(5) is amended as follows.

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(1) [S.I. 1998/562](#).

(2) Article 12(1) was substituted by [S.I. 2015/1784](#).

(3) Schedule 1 was substituted by [S.I. 2016/986](#).

(4) Schedule 1A was inserted by [S.I. 2015/1784](#) and substituted by [S.I. 2016/986](#).

(5) Schedule 4A was inserted by [S.I. 2004/646](#).

(2) In Part 2 (England), in paragraph 3 (amount of deduction), for sub-paragraph (3)(6) substitute—

“(3) The rebate proportion for 2017-18 is 0.739.”.

(3) For Part 3 (weekly rent limits for purposes of Part 2: authorities in England)(7), substitute the Part 3 set out in Schedule 3 to this Order.

(4) For Part 5 (amounts for purposes of Part 4, paragraph 4: authorities in Wales)(8), substitute the Part 5 set out in Schedule 4 to this Order.

#### **Amendment relating to requirement of audit**

4. In article 6(1) of the 1998 Order (requirement of audit), before sub-paragraph (ia)(9) insert—

“(iza) shall, in the case of an authority in England, inform the Secretary of State in writing of the identity of the authority’s auditor by 1st March in the year before the relevant year;”.

#### **Amendments relating to the removal of the temporary accommodation management fee**

5.—(1) In article 17A of the 1998 Order (subsidy in respect of self-contained licensed accommodation, and leased accommodation, provided by an authority as temporary or short term accommodation)(10), for paragraph (3) substitute—

“(3) The maximum amount referred to in paragraph (2) is 90% of the local housing allowance for January 2011 for the category specified in paragraphs 1(1)(b) to (f) of Schedule 3B to the Rent Officers Order (as in force on 1st January 2011) which applies to the accommodation and is applicable to the broad rental market area in which the accommodation is situated.”.

(2) In article 17C of the 1998 Order (subsidy in respect of self-contained accommodation, or owned or leased accommodation, made available by a registered housing association as temporary or short-term accommodation) (11), for paragraph (3) substitute—

“(3) The maximum amount referred to in paragraph (2) is 90% of the local housing allowance for January 2011 for the category specified in paragraphs 1(1)(b) to (f) of Schedule 3B to the Rent Officers Order (as in force on 1st January 2011) which applies to the accommodation and is applicable to the broad rental market area in which the accommodation is situated.”.

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

*Caroline Dinanage*  
Minister of State

3.00 p.m. on 6th September 2017

Department for Work and Pensions

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(6) In Part 2 of Schedule 4A, paragraph 3(3) was substituted by [S.I. 2016/986](#).

(7) Part 3 of Schedule 4A was substituted by [S.I. 2016/986](#).

(8) Part 5 of Schedule 4A was substituted by [S.I. 2016/986](#).

(9) Article 6(1)(ia) was inserted by [S.I. 2004/646](#).

(10) Article 17A was inserted by [S.I. 2009/2580](#). Relevant amendments were made by [S.I. 2010/2509](#) and [2011/2957](#).

(11) Article 17C was inserted by [S.I. 2010/2509](#). Relevant amendments were made by [S.I. 2011/2957](#).

We consent.

4.30 p.m. on 6th September 2017

*Guto Bebb*  
*Heather Wheeler*  
Two of the Lords Commissioners of Her  
Majesty's Treasury