
STATUTORY INSTRUMENTS

2023 No. 640

SOCIAL SECURITY

The Social Security (Income and Capital Disregards) (Amendment) Regulations 2023

<i>Made</i>	- - - -	<i>12th June 2023</i>
<i>Laid before Parliament</i>		<i>14th June 2023</i>
<i>Coming into force</i>	- -	<i>9th July 2023</i>

The Secretary of State makes these Regulations in exercise of the powers conferred by sections 123(1)(a) and (d), 130A(2), 135(1), 136(3) and (5), 136A(3) and 175(1), (3) and (4) of the Social Security Contributions and Benefits Act 1992(1), section 189(4) of the Social Security Administration Act 1992(2), sections 4(5), 12(1) and (4) and 36(2) and (4)(a) of the Jobseekers Act 1995(3), paragraph 8 of Schedule 1 to the Social Security (Recovery of Benefits) Act 1997(4), sections 2(3)(b) and 15(3) and (6) of the State Pension Credit Act 2002(5), sections 4(2), 17(1) and (3) and 25(2) and (3) of the Welfare Reform Act 2007(6) and section 42(1), (2) and (3)(a) of, and paragraph 4(1) and (3) of Schedule 1 to, the Welfare Reform Act 2012(7).

In accordance with section 173(1)(b) of the Social Security Administration Act 1992, the Social Security Advisory Committee has agreed that the proposals in respect of these Regulations should not be referred to it.

In respect of regulations 5 and 6, in accordance with section 176(1)(a) of the Social Security Administration Act 1992(8), the Secretary of State has consulted with organisations appearing to the Secretary of State to be representative of the authorities concerned.

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- (1) 1992 c. 4. Section 130A was inserted by section 30(2) of the Welfare Reform Act 2007 (c. 5). Section 136A was inserted by paragraph 3 of Schedule 2 to the State Pension Credit Act 2002 (c. 16). Section 175(1), (3) and (4) is applied in relation to the powers conferred by section 15(3) and (6) of the State Pension Credit Act 2002 (c. 16) by section 19(1) of that Act. See section 137(1) for the definition of “prescribed”.
- (2) 1992 c. 5. Section 189(4) is applied to the provisions of the Social Security (Recovery of Benefits) Act 1997 (c.27) by section 30 of that Act.
- (3) 1995 c. 18. See section 35(1) for the definition of “prescribed” and “regulations”.
- (4) 1997 c. 27. See section 29 for the definition of “prescribed” and “regulations”.
- (5) 2002 c. 16. See section 17(1) for the definition of “prescribed” and “regulations”.
- (6) 2007 c. 5. Section 4 was repealed for certain purposes by Schedule 14 to the Welfare Reform Act 2012 (c. 5). See section 24(1) for the definition of “prescribed” and “regulations”.
- (7) 2012 c. 5. See section 40 for the definition of “prescribed”.
- (8) Section 176(1)(a) was amended by paragraph 23 of Schedule 9 to the Local Government Finance Act 1992 (c. 14) and was repealed, to the extent that it related to council tax benefit, by Part 1 of Schedule 14 to the Welfare Reform Act 2012 with effect from 1st April 2013 and subject to savings and transitional provisions in articles 9 and 10 of S.I. 2013/358.