2002 No. 841

SOCIAL SECURITY

The Social Security (Miscellaneous Amendments) Regulations 2002

Made - - - -	*26th March*
Laid before Parliament	*2nd April 2002*
Coming into force - -	*8th April 2002*

The Secretary of State for Work and Pensions, in exercise of the powers conferred upon him by sections 123(1)(a), (d) and (e), 135(1), 136(3) and (5)(b), 137(1) and 175(1), (3) and (4) of the Social Security Contributions and Benefits Act 1992**(a)** and sections 4(5), 12(1) and (4)(b), 35(1) and 36(2) and (4) of the Jobseekers Act 1995**(b)** and sections 134(8)(b) and 139(6)(b) of the Social Security Administration Act 1992**(c)** and of all other powers enabling him in that behalf, after consultation in respect of provisions in these Regulations relating to housing benefit and council tax benefit with organisations appearing to him to be representative of the authorities concerned**(d)** and after agreement by the Social Security Advisory Committee that proposals in respect of these Regulations should not be referred to it**(e)**, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Miscellaneous Amendments) Regulations 2002 and shall come into force on 8th April 2002.

(2) In these Regulations "the Income Support Regulations" means the Income Support (General) Regulations 1987**(f)** , "the Housing Benefit Regulations" means the Housing Benefit (General) Regulations 1987**(g)**, "the Jobseeker's Allowance Regulations" means the Jobseeker's Allowance Regulations 1996**(h)** and "the Council Tax Benefit Regulations" means the Council Tax Benefit (General) Regulations 1992**(i)**.

(a) 1992 c. 4; section 123(1)(e) was substituted by the Local Government Finance Act 1992 (c. 14), Schedule 9, paragraph 1(1); section 137(1) is an interpretation provision and is cited because of the meaning ascribed to the word "prescribed".

(b) 1995 c. 18; section 35(1) is an interpretation provision and is cited because of the meaning ascribed to the words "prescribed" and "regulations".

(c) 1992 c. 5; section 139(6) was amended by the Local Government Finance Act 1992 (c. 14), Schedule 9, paragraph 20(5) and by the Local Government etc. (Scotland) Act 1994 (c. 39), Schedule 13, paragraph 175(3).

(d) *See* section 176(1) of the Social Security Administration Act 1992.

(e) *See* sections 170 and 173(1)(b) of the Social Security Administration Act 1992; paragraph 67 of Schedule 2 to the Jobseekers Act added that Act to the list of "relevant enactments" in respect of which regulations must normally be referred to Committee.

(f) S.I. 1987/1967.

(g) S.I. 1987/1971.

(h) S.I. 1996/207.

(i) S.I. 1992/1814.

SOCIAL SECURITY **(MISCELLANEOUS AMENDMENTS)** REGULATIONS 2002

[Regulation 2 amends various regulations in S.I. 1987/1967.]

[Regulation 3 amends various regulations and Schedule 7 of S.I. 1996/207.]

[Regulation 4 amends regulations 2 and 24 and Schedule 4 of S.I. 1992/1814.]

[Regulation 5 amends regulations 2 and 33 and Schedule 4 of S.I. 1987/1971.]

[Regulation 6 amends Schedule 3 of S.I. 1987/1967 and Schedule 2 of S.I. 1996/207.]

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

Malcolm Wicks
Parliamentary Under-Secretary of State,
Department for Work and Pensions

26th March 2002

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Income Support (General) Regulations 1987 (S.I. 1987/1967), the Jobseeker's Allowance Regulations 1996 (S.I. 1996/207), the Housing Benefit (General) Regulations 1987 (S.I. 1987/1971) and the Council Tax Benefit (General) Regulations 1992 (S.I. 1992/1814) ("the principal sets of regulations").

In particular, Regulations 2, 3, 4(3) and 5(3) provide for income disregards in respect of war widowers' pensions under the principal sets of regulations.

Under sections 134 and 139 of the Social Security Administration Act 1992 authorities administering housing and council tax benefit may modify their schemes to provide for disregarding all or any part of a war widow's pension in calculating a claimant's income. In respect of both of these benefits, regulations 4(2) and 5(2) will enable them to make corresponding provision in respect of war widowers' pensions.

Regulation 6 also amends Schedule 3 to the Income Support (General) Regulations and Schedule 2 to the Jobseeker's Allowance Regulations to extend the 52 week linking provisions to claimants whose housing costs are met in part.

These Regulations do not impose any charge on business.