

**2003 No. 1581**

**SOCIAL SECURITY**

**The State Pension Credit (Decisions and Appeals-Amendments) Regulations 2003**

Made - - - -

17th June 2003

*Coming into force in accordance with regulation 1*

Whereas a draft of this Instrument was laid before Parliament in accordance with section 80(1)(b) of the Social Security Act 1998(a) and paragraph 20(4) of Schedule 7 to the Child Support, Pensions and Social Security Act 2000(b) and approved by resolution of each House of Parliament.

Now, therefore, the Secretary of State for Work and Pensions, in exercise of the powers conferred upon him by sections 79(1) and 84 of, and paragraph 9 of Schedule 2 to, the Social Security Act 1998(c) and paragraphs 6(4)(b), 20(1)(b) and 23(1) of Schedule 7 to the Child Support, Pensions and Social Security Act 2000(d) and of all other powers enabling him in that behalf, after consultation, in respect of regulation 3, with both the Council on Tribunals in accordance with section 8(1) of the Tribunals and Inquiries Act 1992(e) and with organisations appearing to him to be representative of the authorities concerned(f) and after agreement by the Social Security Advisory Committee that proposals in respect of these Regulations should not be referred to it(g), hereby makes the following Regulations:

**Citation and commencement**

1. These Regulations may be cited as the State Pension Credit (Decisions and Appeals-Amendments) Regulations 2003 and shall come into force on the day after the day on which they are made.

**[Regulation 2 amends paragraph 5 of Schedule 2 to S.I. 1999/991.]**

**[Regulation 3 amends the Schedule to S.I. 2001/1002.]**

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

17th June 2003

*Malcolm Wicks*  
Minister of State,  
Department for Work and Pensions

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(a) 1998 c. 14 (“the 1998 Act”).

(b) 2000 c. 19 (“the 2000 Act”).

(c) S. 84 is cited because of the meaning ascribed to the word “prescribe”.

(d) Para. 23(1) is cited because of the meaning ascribed to the word “prescribed”.

(e) 1992 c. 53.

(f) See s. 176(1) of the Social Security Administration Act 1992 (c. 5) (“the Administration Act”).

(g) See ss. 170 and 173(1)(b) of the Administration Act; para. 104 of Sch. 7 to the 1998 Act added Chapter II of Part I of that Act, and s. 73 of the 2000 Act added Sch. 7 to that Act, to the list of “relevant enactments” in respect of which regs. must normally be referred to the Committee.

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations amend -

the Social Security and Child Support (Decisions and Appeals) Regulations 1999 (S.I.1999/991) to provide that certain administrative decisions relating to claims for, and payment of, state pension credit, do not attract a right of appeal (regulation 2);

the Housing Benefit and Council Tax Benefit (Decisions and Appeals) Regulations 2001 (S.I.2001/1002) to provide that no appeal lies against calculations and estimates of the income and capital of a claimant for housing benefit or council tax benefit or his partner, where that claimant or his partner has been awarded state pension credit comprising only the savings credit (regulation 3).

These Regulations do not impose a charge on business.