

1996 No. 606**SOCIAL SECURITY****The Income Support (General) Amendment
Regulations 1996**

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| <i>Made</i> - - - - | <i>6th March 1996</i> |
| <i>Laid before Parliament</i> | <i>13th March 1996</i> |
| <i>Coming into force</i> - | <i>8th April 1996</i> |

The Secretary of State for Social Security, in exercise of the powers conferred on him by sections 136(5)(b), 137(1) and 175(1) and (3) to (5) of the Social Security Contributions and Benefits Act 1992(a), and of all other powers enabling him in that behalf, after agreement by the Social Security Advisory Committee that proposals in respect of these Regulations should not be referred to it(b), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Income Support (General) Amendment Regulations 1996 and shall come into force on 8th April 1996.

(2) These Regulations shall have effect in relation to any particular claimant from the beginning of the first benefit week to commence for that claimant on or after 8th April 1996.

(3) In paragraph (2), the expressions “claimant” and “benefit week” have the same meaning as in the Income Support (General) Regulations 1987(c).

[Regulation 2 inserts para. 15B in Sch. 9 to S.I. 1987/1967.]

Signed by authority of the Secretary of State for Social Security.

6th March 1996

Roger Evans
Parliamentary Under-Secretary of State,
Department of Social Security

(a) 1992 c.4; section 137(1) is an interpretation provision and is cited because of the meaning ascribed to the word “prescribed”.

(b) See section 173(1)(b) of the Social Security Administration Act 1992 (c.5).

(c) S.I. 1987/1967.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend Schedule 9 to the Income Support (General) Regulations 1987 (S.I. 1987/1967) to provide that where a claimant for income support is resident in, or is temporarily absent from, a residential care home or nursing home and has preserved rights to higher limits of income support, or is resident in accommodation provided under the Polish Resettlement Act 1947, and at least 50 per cent. of any occupational pension of his is being paid to, or in respect of, his spouse for the spouse's maintenance, 50 per cent. of the pension or pensions concerned shall be disregarded in calculating the claimant's income. This disregard shall not have effect in the case of any occupational pension or part of a pension to which the spouse is legally entitled whether under a court order or not.

These Regulations do not impose a charge upon businesses.