

1992 No.1585

SOCIAL SECURITY

HOUSING, ENGLAND AND WALES  
HOUSING, SCOTLAND

The Income-related benefits Schemes  
(Miscellaneous Amendments) (No. 2) Regulations  
1992

*Made* - - - - - *1st July 1992*  
*Laid before Parliament* *8th July 1992*  
*Coming into force in accordance with regulation 1(1)*

The Secretary of State for Social Security, in exercise of powers conferred by sections 123(1), 130(2) and 94, 136(3) and (5), 137(1) and 175(1) 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 Income-related Benefits Schemes (Miscellaneous Amendments) (N.2) Regulations 1992 and shall come into force—

- (a) for the purposes of this regulation, on 1st August 1992;
- (b) for the purposes of sub-paragraphs (a) and (d) of paragraph (2) of regulation 2, regulation 2(1) so far as it relates to those sub-paragraphs, and regulation 3,
  - (i) to the extent that they relate to a case where a student's period of study begins on or after 1st August 1992 but before 1st September 1992, on the first Monday of that period;
  - (ii) in any other case, on 7th September 1992;
- (c) for the purposes of sub-paragraphs (b) and (c) of paragraph (2) of regulation 2, and regulation 2(1) so far as it relates to those sub-paragraphs.
  - (i) to the extent that they relate to a case where a student's period of study begins on or after 1st August 1992 but before 1st September 1992, on the first Tuesday of that period;
  - (ii) in any other case, on 1st September 1992;
- (d) for the purposes of sub-paragraph (e) of paragraph (2) of regulation 2,

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(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 the Social Security Administration Act 1992 (c.5), section 173(1)(b) and (7); section 173(7) defines "regulations".

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and regulation 2(1) so far as it relates to those sub-paragraph, but subject to sub-paragraph (e) below,

- (i) to the extent that they relate to a case where a student's period of study begins on or after 1st August 1992 but before 1st September 1992, on the first day of that period;
- (ii) in any other case, on 1st September 1992;
- (e) regulations 2(2)(e) shall come into force in relation to any particular claimant at the beginning of the first benefit week to commence for that claimant on or after the date specified in sub-paragraph (d) of this paragraph which applies in his case; and for this purpose the expressions "claimant" and "benefit week" have the same meanings as in regulation 2(1) of the Income Support Regulations.

(2) In these Regulations—

"the Housing Benefit Regulations" means the Housing Benefit (General) Regulations 1987(a);

"the Income Support Regulations" means the Income Support (General) Regulations 1987(b).

[Regulation 2(1) introduces amendments to the Regulations specified below.]

[Regulation 2(2)(a) amends regulation 38(2)(g) of S.I. 1989/1321.]

[Regulation 2(2)(b) amends regulation 42(2)(e) of S.I. 1991/2887.]

[Regulation 2(2)(c) amends regulation 38(2)(f) of S.I. 1987/1973.]

[Regulation 2(2)(d) amends regulation 53(2)(g) of S.I. 1987/1971.]

[Regulation 2(2)(e) amends regulation 62(2)(g) of S.I. 1987/1967.]

[Regulation 3 amends regulation 51(1) of S.I. 1987/1971.]

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

1st July 1992

*Alistair Burt*  
Parliamentary Under-Secretary of State,  
Department of Social Security

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(a) S.I. 1987/1971; the relevant amending instrument is S.I. 1991/1599.

(b) S.I. 1987/1967; the relevant amending instrument is S.I. 1991/1559.

**EXPLANATORY NOTE**

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

These Regulations further amend the following Regulations—  
the Community Charge Benefits (General) Regulations 1989;  
the Disability Working Allowance (General) Regulations 1991;  
the Family Credit (General) Regulations 1987;  
the Housing Benefit (General) Regulations 1987;  
the Income Support (General) Regulations 1987;

They increase the amount to be allowed in respect of the cost of books and equipment in calculating a student's grant income.

In respect of housing benefit only, they increase the amount of the deduction to be made in calculating a student's eligible rent.

In respect of the amendments relating to housing benefit and community charge benefit, under section 176(1) of the Social Security Administration Act 1992 (c.5), the Secretary of State is not required to consult, and has not consulted, with organisations appearing to him to be representative of the authorities concerned.

