

1994 No.1924

SOCIAL SECURITY

The Income-related Benefits Schemes  
(Miscellaneous Amendments) (No. 4) Regulations  
1994

<i>Made</i>	- - - -	<i>18th July 1994</i>
<i>Laid before Parliament</i>		<i>19th July 1994</i>
<i>Coming into force</i>		<i>3rs October 1994</i>

The Secretary of State for Social Security, in exercise of powers conferred upon him by sections 123(1)(b) to (e), 136(3) and (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 consultation with organisations appearing to him to be representative of the authorities concerned(b) and after agreement by the Social Security Advisory Committee that proposals in respect of these Regulations should not be referred to it(c), hereby makes the following Regulations:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Income-related Benefits Schemes (Miscellaneous Amendments) (No. 4) Regulations 1994 and shall come into force on 3rd october 1994.

(2) Regulations 3 and 4 of these Regulations shall have effect in relation to any particular claimant—

- (a) except where sub-paragraph (b) applies, on 4th October 1994;
- (b) where that claimant has an award of disability working allowance or family credit which is current on 3rd october 1994, on the day following the expiration of that award.

(3) For the purposes of paragraph (2) as it has effect with respect to disability working allowance or family credit, “claimant” means a person claiming the benefit concerned.

[Regulation 2(1) introduces amendments to S.I. 1992/1814.]

[Regulation 2(2) amends regulation 2(1) of S.I. 1992/1814.]

[Regulation 2(3) amends regulation 13(1) of S.I. 1992/1814.]

[Regulation 2(4) inserts regulation 13A into S.I. 1992/1814.]

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(a) 1992 c.4; section 123 was amended to have effect with respect to council tax benefit by paragraph 1 of Schedule 9 to the Local Government Finance Act 1992 (c.14); section 137(1) is an interpretation provision and is cited because of the meaning assigned to the word “prescribed”.

(b) See section 176(1) of the Social Security Administration Act 1992 (c.5); section 176(1) was amended by the Local Government Finance Act 1992, Schedule 9, paragraph 23.

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

**INCOME-RELATED BENEFITS SCHEMES (MISCELLANEOUS AMENDMENTS) (No. 4) REGULATIONS 1994**

- [Regulation 3(1) introduces amendments to S.I. 1991/2887.]
- [Regulation 3(2) amends regulation 2(1) of S.I. 1991/2887.]
- [Regulation 4(1) introduces amendments to S.I. 1982/1973.]
- [Regulation 4(2) amends regulation 2(1) of S.I. 1982/1973.]
- [Regulation 4(3) amends regulation 13(1) of S.I. 1982/1972.]
- [Regulation 4(4) inserts regulation 13A into S.I. 1982/1973.]
- [Regulation 5(1) introduces amendments to S.I. 1987/1071.]
- [Regulation 5(2) amends regulation 2(1) of S.I. 1987/1971.]
- [Regulation 5(3) amends regulation 21(1) of S.I. 1987/1971.]
- [Regulation 5(4) inserts regulation 21A into S.I. 1987/1971.]

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

18th July 1994

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

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**EXPLANATORY NOTE**

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

These Regulations further amend the following Regulations—  
the Council Tax Benefit (General) Regulations 1992;  
the Disability Working Allowance (General) Regulations 1991;  
the Family Credit (General) Regulations 1987; and  
the Housing Benefit (General) Regulations 1987;  
so that where a claimant's income is calculated for the purpose of determining his entitlement to council tax benefit, disability working allowance, family credit or housing benefit and the claimant is—

- (a) a loan parent engaged in remunerative work;
- (b) a member of a couple both of whom are engaged in remunerative work;  
or
- (c) a member of a couple where one member is engaged in remunerative work and the other is incapacitated,

relevant child care charges incurred for providing care for any child in the family up to the age of 11 years may be deducted from any earnings which form part of the claimant's weekly income, subject to a maximum deduction for any family of up to £40 per week.

An assessment of the costs to business of applying these Regulations has been placed in the Libraries of both Houses of Parliament. Copies can be obtained by post from the Department of Social Security, Room 09/03 Adelphi, 1–11 John Adam Street, London, WC2N 6HT.