

1998 No. 3257

SOCIAL SECURITY

The Housing Benefit (General) Amendment (No. 2)
Regulations 1998

<i>Made</i> - - - -	<i>22nd December 1998</i>
<i>Laid before Parliament</i>	<i>4th January 1999</i>
<i>Coming into force</i>	<i>25th January 1999</i>

The Secretary of State for Social Security, in exercise of powers conferred by sections 123(1)(d), 130(4), 137(1) and (2)(i) and 175(1) and (3) 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 reference to the Social Security Advisory Committee(c), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Housing Benefit (General) Amendment (No. 2) Regulations 1998.

(2) Subject to paragraph (3), these Regulations shall come into force on 25th January 1999.

(3) Where a claimant is in receipt of an award of housing benefit on 25th January 1999, these Regulations shall come into force in respect of that individual on the day after the last day of the benefit period in respect of which that award is made.

(4) In these Regulations—

“the Housing Benefit Regulations” means the Housing Benefit (General) Regulations 1987(d); and

“benefit period” has the meaning given to it in regulation 66 of the Housing Benefit Regulations.

[Regulation 2 amends S.I. 1987/1971]

[Regulation 3 amends S.I. 1987/1971]

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

Angela Eagle
Parliamentary Under-Secretary of State,
Department of Social Security

22nd December 1998

(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 176(1).

(c) See the Social Security Administration Act 1992, section 172(1).

(d) S.I. 1987/1971.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations substitute more detailed provision for the provision in regulation 7(1) of the Housing Benefit (General) Regulations 1987 for determining whether a person is to be treated as not liable to make payments in respect of a dwelling (regulation 3).

A consequential amendment is made to the definition of “non-dependant” in regulation 3 of those Regulations (regulation 2).

These Regulations do not affect any claimant, who is in receipt of an award of housing benefit on 25th January 1999, for the remainder of the benefit period in respect of which that award is made (regulation 1(3)).

These Regulations do not impose a charge on business.

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