STATUTORY INSTRUMENTS

1998 No. 1379

SOCIAL SECURITY

The Social Security (Student Amounts Amendment) Regulations 1998

Made - - - -	*2nd June 1998*
Laid before Parliament	*9th June 1998*
Coming into force in accordance with regulation 1(1) - -	

The Secretary of State for Social Security, in exercise of powers conferred on her by sections 123(1), 130(2) and (4), 136(3) and (5), 137(1) and 175(1) and (3) to (5) of the Social Security Contributions and Benefits Act 1992(**1**) and sections 12(1) and (4), 35(1) and 36(1) and (2) of the Jobseekers Act 1995(**2**) and of all other powers enabling her in that behalf, after consultation in so far as the Regulations relate to housing benefit and council tax benefit with organisations appearing to her to be representative of the authorities concerned(**3**) and after agreement by the Social Security Advisory Committee that proposals in respect of these Regulations should not be referred to it(**4**), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Student Amounts Amendment) Regulations 1998 and shall come into force—

(a) for the purposes of this regulation on 3rd August 1998;

(b) for the purposes of sub-paragraphs (a) and (d) of paragraph (2) of regulation 2, regulation 2(1) in so far as it relates to those sub-paragraphs, and regulation 3—

(i) in relation to a student whose period of study begins on or after 1st August 1998 but before 31st August 1998, on the first Monday of that period;

(**1**) 1992 c. 4; sections 123, 130 and 137 were amended to have effect with respect to council tax benefit by section 103 of, and 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 ascribed to the word "prescribed".

(**2**) 1995 c. 18; section 35(1) is an interpretation provision and is cited because of the meaning ascribed to the words "prescribed" and "regulations".

(**3**) See the Social Security Administration Act 1992 (c. 5), section 176(1) as amended by section 103 of, and paragraph 23 of Schedule 9 to, the Local Government Finance Act 1992.

(**4**) See the Social Security Administration Act 1992, sections 170 and 173(1)(b) and (7) and the Jobseekers Act 1995, Schedule 2, paragraph 67(a); section 173(7) defines "regulations".

(ii) in any other case, on 31st August 1998;

(c) for the purposes of sub-paragraphs (b) and (c) of paragraph (2) of regulation 2 and regulation 2(1) in so far as it relates to those sub-paragraphs—

(i) in relation to a student whose period of study begins on or after 1st August 1998 but before 31st August 1998, on the first Tuesday of that period;

(ii) in any other case, on 1st September 1998;

(d) for the purposes of sub-paragraphs (e) and (f) of paragraph (2) of regulation 2 and regulation 2(1) in so far as it relates to those sub-paragraphs—

(i) in relation to a student whose period of study begins on or after 1st August 1998 but before 31st August 1998, on the first day of that period;

(ii) in any other case, on 31st August 1998.

(2) In these Regulations—

"the Housing Benefit Regulations" means the Housing Benefit (General) Regulations 1987(**5**).

Student's grant income

2.—(1) In each of the regulations specified in paragraph (2) below (which all relate to the calculation of the amount of a student's grant income) for the amount "£287" in each place where it occurs there shall be substituted the amount "£295".

(2) The regulations are—

(a) regulation 42(2)(g) of the Council Tax Benefit (General) Regulations 1992(**6**);

(b) regulation 42(2)(e) of the Disability Working Allowance (General) Regulations 1991(**7**);

(c) regulation 38(2)(f) of the Family Credit (General) Regulations 1987(**8**);

(d) regulation 53(2)(g) of the Housing Benefit Regulations;

(e) regulation 62(2)(g) of the Income Support (General) Regulations 1987(**9**);

(f) regulation 131(2)(f) of the Jobseeker's Allowance Regulations 1996(**10**).

Student's eligible rent

3. In paragraph (1) of regulation 51 of the Housing Benefit Regulations (calculation of eligible rent for full-time students) for the amount "£25.80" in sub-paragraph (a) there shall be substituted the amount "£26.45" and for the amount "£17.85" in sub-paragraph (b) there shall be substituted the amount "£18.30".

(**5**) S.I. 1987/1971; the relevant amending instruments are S.I. 1996/1944 and 1997/1671.
(**6**) S.I. 1992/1814; the relevant amending instruments are S.I. 1996/1944 and 1997/1671.
(**7**) S.I. 1991/2887; the relevant amending instrument is S.I. 1997/1671.
(**8**) S.I. 1987/1973; the relevant amending instruments are S.I. 1996/1944 and 1997/1671.
(**9**) S.I. 1987/1967; the relevant amending instruments are S.I. 1996/1944 and 1997/1671.
(**10**) S.I. 1996/207; the relevant amending instruments are S.I. 1996/1516, 1517 and 1997/1671.

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

Keith Bradley
Parliamentary Under-Secretary of State,
Department of Social Security

2nd June 1998

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the following Regulations—

the Council Tax Benefit (General) Regulations 1992 (S.I.1992/1814);

the Disability Working Allowance (General) Regulations 1991 (S.I. 1991/2887).

the Family Credit (General) Regulations 1987 (S.I. 1987/1973);

the Housing Benefit (General) Regulations 1987 (S.I. 1987/1971);

the Income Support (General) Regulations 1987 (S.I. 1987/1967);

the Jobseeker's Allowance Regulations 1996 (S.I. 1996/207).

Regulation 2 increases the amount to be allowed in respect of the cost of books and equipment in calculating a student's grant income.

Regulation 3, in respect of Housing Benefit only, increases the amount of the deduction to be made in calculating a student's eligible rent.

These Regulations do not impose a charge on business.