

Draft Order laid before Parliament under section 190(1)(a) of the Social Security Administration Act 1992, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2005 No.

SOCIAL SECURITY

**The Child Benefit and Guardian's
Allowance Up-rating Order 2005**

Made - - - - *March 2005*
Coming into force - - *11th April 2005*

As a result of carrying out a review of the sums referred to in section 150(1)(a)(i) (guardian's allowance) and 150(1)(i) (child benefit) of the Social Security Administration Act 1992(1) the Treasury have determined that the general level of prices was higher at the end of the period under review than it was at the beginning.

A draft of the following Order was laid before and approved by resolution of each House of Parliament in accordance with sections 150(2) and 190(1)(a) of that Act;

Accordingly the Treasury in exercise of the powers conferred by sections 150(2) and 189(4) of that Act and now exercisable by them, make the following Order:

Citation and commencement

1. This Order may be cited as the Child Benefit and Guardian's Allowance Up-rating Order 2005 and shall come into force on 11th April 2005.

Amendment of Schedule 4 to the Social Security Contributions and Benefits Act 1992

2. In paragraph 5 of Part III of Schedule 4 to the Social Security Contributions and Benefits Act(2) 1992 (amount of guardian's allowance) for "£11.85" substitute "£12.20"(3).

(1) 1992 c.5 The functions of the Secretary of State in respect of child benefit and guardian's allowance under Part 10 of the Act which are relevant to the making of this Order were transferred to the Treasury by section 49(3) of the Tax Credits Act 2002 (c.21).
(2) 1992 c.4.
(3) Last amended by article 2 of S.I.2004/942.

Amendment of the Child Benefit and Social Security (Fixing and Adjustment of Rates) Regulations 1976

3. In regulation 2(1) of the Child Benefit and Social Security (Fixing and Adjustment of Rates) Regulations 1976⁽⁴⁾

- (a) in sub-paragraph (a)(i) for “£16.50” substitute “£17.00”; and
- (b) in sub-paragraph (b) for “£11.05” substitute “£11.40”.

2005

Two of the Lords Commissioners of Her
Majesty’s Treasury

(4) [S.I. 1976/1267](#): the amounts in sub-paragraphs (a)(i) and (b) were last increased by article 3 of [S.I.2004/942](#).

EXPLANATORY NOTE

(This note is not part of the Regulations)

This Order is made by the Treasury as the consequence of a review, conducted by them under section 150 of the Social Security Administration Act 1992 (c. 5), of the general level of prices. It details the amounts mentioned in section 150(1) which it falls to the Treasury to determine in consequence of the transfer of functions in respect of child benefit and guardian's allowance under section 49(3) of the Tax Credits Act 2002 (c. 21).

Article 1 provides for the citation and commencement of the Order.

Article 2 increases the weekly rate of guardian's allowance prescribed in paragraph 5 of Part III of Schedule 4 to the Social Security Contributions and Benefits Act 1992 (c. 4) from £11.85 to £12.20.

Article 3 increases the weekly rates of child benefit prescribed in sub-paragraphs (a)(i) and (b) of regulation 2(1) of the Child Benefit and Social Security (Fixing and Adjustment of Rates) Regulations 1976 (S.I. 1976/1267) from £16.50 to £17.00 and from £11.05 to £11.40 respectively.

This Order does not impose any new costs on business.