



Social Security Administration Act 1992

1992 CHAPTER 5

PART XV

MISCELLANEOUS

Miscellaneous

187 Certain benefit to be inalienable

- (1) Subject to the provisions of this Act, every assignment of or charge on—
 - (a) benefit as defined in section 122 of the Contributions and Benefits Act;
 - (b) any income-related benefit; or
 - (c) child benefit,and every agreement to assign or charge such benefit shall be void; and, on the bankruptcy of a beneficiary, such benefit shall not pass to any trustee or other person acting on behalf of his creditors.
- (2) In the application of subsection (1) above to Scotland—
 - (a) the reference to assignment of benefit shall be read as a reference to assignation, “assign” being construed accordingly;
 - (b) the reference to a beneficiary’s bankruptcy shall be read as a reference to the sequestration of his estate or the appointment on his estate of a judicial factor under section 41 of the Solicitors (Scotland) Act 1980.
- (3) In calculating for the purposes of section 5 of the Debtors Act 1869 or section 4 of the Civil Imprisonment (Scotland) Act 1882 the means of any beneficiary, no account shall be taken of any increase of disablement benefit in respect of a child or of industrial death benefit.

188 Exemption from stamp duty

- (1) Stamp duty shall not be chargeable on any document to which this subsection applies.

Status: This is the original version (as it was originally enacted).

- (2) Subsection (1) above applies to any document authorised by virtue—
- (a) of Parts I to VI of the Contributions and Benefits Act; or
 - (b) of any provision of this Act so far as it operates in relation to matters to which those Parts relate,
- or otherwise required in order to give effect to those Parts or to any such provision so far as it so operates or in connection with any description of business thereunder.
- (3) Stamp duty shall not be chargeable—
- (a) upon such documents used in connection with business under paragraphs 2 and 3 of Schedule 8 to the Contributions and Benefits Act and paragraph 1 of Schedule 9 to this Act as may be specified in a scheme made under paragraph 2 of Schedule 8 to the Contributions and Benefits Act; or
 - (b) upon such documents used in connection with business under paragraphs 4 to 6 of that Schedule and paragraph 2 of Schedule 9 to this Act as may be specified in a scheme made under paragraph 4 of Schedule 8 to the Contributions and Benefits Act.