



# Age-Related Payments Act 2004

## 2004 CHAPTER 10

### *Payments for 2004*

#### **5 Procedure**

- (1) Where before 31st December 2004 the Secretary of State thinks that a person is entitled to a payment under section 2 or 3, the Secretary of State shall make the payment before that date (without a claim being required).
- (2) A person who is entitled to a payment under section 2 or 3 and who does not receive it before 31st December 2004, may claim the payment.
- (3) A claim under subsection (2) must—
  - (a) be in writing to the Secretary of State,
  - (b) be received by the Secretary of State before 31st March 2005, and
  - (c) specify—
    - (i) the claimant's name, address, date of birth and national insurance number (if he has one), and
    - (ii) the date on which the claim is sent to the Secretary of State, and
  - (d) include a declaration that the claimant was ordinarily resident in Great Britain on at least one day in the relevant week.
- (4) If the Secretary of State thinks that a person making a claim under subsection (2) is entitled to a payment under section 2 or 3, the Secretary of State shall make the payment.
- (5) The provisions of Chapter II of Part I of the Social Security Act 1998 (c. 14) (revision, appeal, &c.) shall apply to a decision of the Secretary of State about a person's entitlement to a payment under section 2 or 3 (whether or not following a claim) as they apply to a decision of the Secretary of State under section 8 of that Act.

**Changes to legislation:**

There are currently no known outstanding effects for the Age-Related Payments Act 2004, Section 5.