

STATUTORY INSTRUMENTS

1983 No. 503

SOCIAL SECURITY

**The Supplementary Benefit (Resources)
Amendment Regulations 1983***Laid before Parliament in draft**Made* - - - 30th March 1983*Coming into Operation* 1st April 1983

Whereas a draft of the following regulations was laid before Parliament and approved by resolution of each House of Parliament:

Now, therefore, the Secretary of State for Social Services, with the consent of the Treasury, in exercise of the powers conferred upon him by paragraph 1(2) of Schedule 1 to the Supplementary Benefits Act 1976(a) and of all other powers enabling him in that behalf, after reference to the Social Security Advisory Committee (b), hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Supplementary Benefit (Resources) Amendment Regulations 1983 and shall come into operation on 1st April 1983.

Amendment of the Supplementary Benefit (Resources) Regulations 1981

2. In paragraph (4) of regulation 11 of the Supplementary Benefit (Resources) Regulations 1981(c) (disregarded resources of income other than earnings) there shall be added the following sub-paragraph:—

“(m) any payment made in accordance with a scheme approved by the Secretary of State under section 50(4) of the Adoption Act 1958(d) (schemes for payment of allowances to adopters) and received in respect of a person, whether or not an infant, by a member of the assessment unit with whom he has his home, to the extent that its weekly amount is in

(a) 1976 c.71; Schedule 1 was substituted by section 6(1) of, and paragraph 30 of Schedule 2 to, the Social Security Act 1980 (c.30).

(b) See the Social Security Act 1980, section 10(1).

(c) S.I. 1981/1527.

(d) 1958 c.5 (7 & 8 Eliz. 2); section 50(4) was inserted by section 32 of the Children Act 1975 (c.72).

excess of the aggregate of the normal and any additional requirements which are applicable for the same period to that person, or would be applicable to him if he were a member of the assessment unit, the amount of that aggregate being taken into account in full.”

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

Tony Newton,
Parliamentary Under-Secretary of State,
Department of Health and Social Security.

30th March 1983.

P. L. Brooke,
Donald Thompson,
Two of the Lords Commissioners
of Her Majesty's Treasury.

30th March 1983.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Supplementary Benefit (Resources) Regulations 1981 so as to make express provision for adoption allowances (payable in accordance with a scheme approved under the Adoption Act 1958 as amended by the Children Act 1975) in the calculation of income resources for the purposes of supplementary benefit. The amendment enables an allowance to be disregarded as an income resource but only to the extent that the amount of the allowance exceeds the total weekly amount of normal and additional requirements of the person in respect of whom it is payable; up to that figure the allowance is taken into account in full.

The Report of the Social Security Advisory Committee dated 14 January 1983 on the draft of these Regulations, which had been referred to them, together with a statement showing that the regulations give effect to representations made to the Committee, whose recommendations relate to administration rather than the text of the regulations, is contained in Command Paper No. 8824 published by Her Majesty's Stationery Office.

THE UNIVERSITY OF CHICAGO PRESS

SI 1983/503
ISBN 0-11-036503-8



780110 365039