
 STATUTORY INSTRUMENTS

1986 No. 852

 HOUSING, ENGLAND AND WALES
 HOUSING, SCOTLAND
 RATING AND VALUATION
The Housing Benefits Amendment (No. 2) Regulations 1986

<i>Made</i>	- - - -	14th May 1986
<i>Laid before Parliament</i>	-	16th May 1986
<i>Coming into Operation for the purposes specified in regulation 1(a)</i>		6th June 1986
<i>for all other purposes</i>	-	28th July 1986

The Secretary of State for Social Services, with the consent of the Treasury, in exercise of the powers conferred on him by section 28(1) of the Social Security and Housing Benefits Act 1982(a), and of all other powers enabling him in that behalf, and, in so far as is required(b) after consultation with organisations appearing to him to be representative of authorities concerned(c) and after agreement by the Social Security Advisory Committee that the proposals to make these regulations should not be referred to it(d), hereby makes the following regulations:—

Citation and commencement

1. These regulations, which may be cited as the Housing Benefits Amendment (No. 2) Regulations 1986, shall come into operation as follows:—

- (a) regulations 1 and 2(3) on 6th June 1986;
- (b) for all other purposes, on 28th July 1986.

Amendment of the Housing Benefits Regulations 1985

2.—(1) The Housing Benefits Regulations 1985(e) shall be amended in accordance with the following provisions of these regulations.

(2) In each provision of those regulations specified in column 1 of the Schedule to these regulations, for the amount specified in relation to it in column 2 of that Schedule there shall be substituted the amount specified in relation to it in column 3 of that Schedule.

(a) 1982 c.24.

(b) These requirements apply only in the case of regulation 2(3).

(c) See section 36(1) of the Social Security and Housing Benefits Act 1982.

(d) See sections 9(7) and 10(2)(b) of the Social Security Act 1980 (c.30) as amended by section 48(5) of and paragraph 30 of Schedule 4 to the Social Security and Housing Benefits Act 1982.

(e) S.I. 1985/677, as amended by S. I. 1985/1100, 1244, 1445 and 1986/84.

- (3) In regulation 29 (end of benefit period) —
- (a) the following paragraph shall be substituted for paragraphs (1) to (4) —
- “(1) Subject to paragraph (5) and to regulations 34(1)(a) and 35(1)(a) —
- (a) except where an authority extends a benefit period in accordance with sub-paragraph (b), a person’s benefit period shall end on such a date, not later than twelve months after the date of notification, as may be determined by the appropriate authority;
- (b) where the date on which a person’s benefit period would otherwise end falls between 1st March in any year, and the sixth day after the date in that year on which any regulations which increase the amounts of needs allowances under regulation 15 come into operation, the appropriate authority may extend the benefit period so as to end not later than that sixth day.”;
- (b) in paragraph (5), the words from “Notwithstanding” to “this regulation” shall be omitted;
- (c) in paragraph (7), for the words “paragraphs (2) and (3)” there shall be substituted the words “paragraph (1)”.

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

John Major,
Parliamentary Under-Secretary of State.
Department of Health and Social Security.

13th May 1986.

We consent,

T. Garel-Jones,
Michael Neubert,
Two of the Lords Commissioners of
Her Majesty’s Treasury.

14th May 1986.

Regulation 2(2)

SCHEDULE

AMOUNTS INCREASED IN THE HOUSING BENEFITS REGULATIONS 1985

COLUMN 1	COLUMN 2	COLUMN 3
Provision of the Housing Benefits Regulations 1985	Old amount	New amount
Regulation 15 (needs allowances) —		
paragraph (1)(a)	£47.70	£48.10
paragraph (1)(b)	£70.20	£70.85
paragraph (1)(c)	£70.20	£70.85
paragraph (2)(a)	£53.20	£53.65
paragraph (2)(b)	£75.70	£76.40
paragraph (2)(c)	£75.70	£76.40
paragraph (2)(d)	£78.25	£79.00
paragraph (3)(b)	£14.50	£14.60
Schedule 2 (amounts to be disregarded when ascertaining weekly income) —		
paragraph 17(ab)	£23.60	£23.85
Schedule 3 (deductions for fuel, services and rent) —		
paragraph 3(3)(a)	£ 6.55	£ 6.70

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Housing Benefits Regulations 1985 by —

- increasing amounts specified in those regulations used to calculate a person's entitlement to a housing benefit (a rate rebate, rent rebate or rent allowance) (regulation 2(2) and the Schedule)
- providing that a person's benefit period (the duration of his award) should be twelve months from the date he is told of his entitlement except where the award would end between 1st March in any year and six days after the date in that year of the coming into operation of regulations which increase amounts used to calculate his entitlement; in such a case a person's benefit period may be extended until the sixth day after such regulations come into operation (regulation 2(3)).

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