
STATUTORY INSTRUMENTS

1993 No. 232

The Local Government Finance Act 1992 (Community Charge Benefit) Savings and Transitional Order 1993

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Local Government Finance Act 1992 (Community Charge Benefit) Savings and Transitional Order 1993 and shall come into force on 9th March 1993.

(2) In this Order—

“community charge benefit subsidy” means the subsidy of that name defined in section 140(1) of the Social Security Administration Act 1992 as originally enacted (community charge benefit finance)(1);

“council tax benefit subsidy” means the subsidy of that name defined in section 140(1) of the Social Security Administration Act 1992 as it has effect with respect to council tax benefit by virtue of section 103 of and Schedule 9 to the Local Government Finance Act 1992.

Savings

2. Notwithstanding the amendments made by paragraphs 21 and 22 of Schedule 9 to the Local Government Finance Act 1992 in sections 140 and 163(2)(d) of the Social Security Administration Act 1992, those provisions shall, subject to article 3 below, have effect as originally enacted in respect of community charge benefit subsidy in relation to any year which ends or ended before 1st April 1993; and accordingly (but without prejudice to the generality of the foregoing provisions) in relation thereto the powers conferred by the said section 140 on the Secretary of State and the Treasury may be exercised as if those amendments had not been made.

Transitional provision

3. In relation to any case in which council tax benefit subsidy falls to be paid to any authority and, in relation to any year which ends or ended before 1st April 1993, community charge benefit subsidy falls or fell to be paid, or is or was paid, to that authority—

- (a) the reference in subsection (6)(a) of section 140 of the Social Security Administration Act 1992 to council tax benefit shall be treated as including a reference to community charge benefits;
- (b) the reference in subsection (6)(b) of the said section 140 to subsidy paid under that section shall be treated as including a reference to community charge benefit subsidy paid; and
- (c) the second reference in subsection (7) of the said section 140 to subsidy under that section shall be treated as including a reference to community charge benefit subsidy and the reference in that subsection to a billing authority shall be treated as including a reference to a charging authority.

(1) 1992 c. 5; section 140 was amended by the Local Government Finance Act 1992 (c. 14) Schedule 9, paragraph 21 to have effect with respect to council tax benefit subsidy.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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

9th February 1993

Alistair Burt
Parliamentary Under-Secretary of State,
Department of Social Security