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STATUTORY INSTRUMENTS

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**1993 No. 935**

**HOUSING, ENGLAND AND WALES  
HOUSING, SCOTLAND  
SOCIAL SECURITY**

**The Housing Benefit and Community  
Charge Benefit (Subsidy) (No. 2) Order 1993**

*Made* - - - - - *30th March 1993*  
*Laid before Parliament* *30th March 1993*  
*Coming into force* *31st March 1993*

**THE HOUSING BENEFIT AND COMMUNITY  
CHARGE BENEFIT (SUBSIDY) (NO. 2) ORDER 1993**

PART I  
GENERAL

1. Citation, commencement and interpretation

PART II  
HOUSING BENEFIT SUBSIDY

2. Interpretation of Part II
3. Amount of housing benefit subsidy
4. Rebates and allowances
5. Backdated benefit
6. Disproportionate rent increase
7. Treatment of high rents
8. Rent officers' determinations
9. Treatment of certain residential accommodation
10. Homeless cases
11. Overpayment of rebates or allowances
12. Additions to housing benefit subsidy
13. Deductions to be made in calculating housing benefit subsidy in respect of rebates or allowances

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14. Deduction from housing benefit subsidy
15. Modification of housing benefit subsidy on payments in excess of entitlement

PART III

COMMUNITY CHARGE BENEFIT SUBSIDY

16. Interpretation of Part III
17. Amount of community charge benefit subsidy
18. Community charge benefit
19. Backdated benefit
20. Excess community charge benefits
21. Addition to community charge benefit subsidy
22. Deductions to be made in calculating subsidy in respect of community charge benefit
23. Deduction from community charge benefit subsidy

PART IV

Revocation

24. The Housing Benefit and Community Charge Benefit (Subsidy) Order 1993...  
Signature

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SCHEDULE 1 — CALCULATION OF HOUSING BENEFIT SUBSIDY IN RESPECT OF ADMINISTRATION COSTS

PART I — GENERAL AND INTERPRETATION

1. (1) The additional sum which may be paid to an...  
PART II — APPLICABLE AND FURTHER AMOUNTS
2. Housing benefit applicable amount
3. Further amount
4. Calculation of amounts for Scottish housing authorities
5. Where the total of the housing benefit applicable and further...
6. Where, in the case of a Scottish housing authority, Y...
7. Until such time as the housing benefit applicable and further...  
PART III — SUPPLEMENTARY AMOUNT

8. Supplementary amount
9. Except in respect of Corby new town corporation, where the...
10. Where the total of the supplementary amounts calculated in accordance...
11. Where the supplementary amount for an appropriate authority as further...
12. Until such time as the aggregate of the authorities' supplementary...

SCHEDULE 2 — CALCULATION OF COMMUNITY CHARGE BENEFIT SUBSIDY IN RESPECT OF ADMINISTRATION COSTS

PART I — GENERAL AND INTERPRETATION

1. (1) The additional sum which may be paid to an...  
PART II — APPLICABLE AND FURTHER AMOUNTS
2. Community charge benefit applicable amount  
Further amount
4. Calculation of Applicable and Further Amounts
5. Where the total of all the housing benefit amounts calculated...

6. Where, in the case of an appropriate authority—
7. Until the community charge benefit amounts under this Part as...  
PART III — APPLICABLE AND FURTHER AMOUNTS FOR SCOTTISH  
AUTHORITIES WHO ONLY ADMINISTER COMMUNITY  
CHARGE BENEFIT
8. Community charge benefit applicable amount
9. Further amount
10. Calculation of Applicable and Further Amounts
11. Where the total of the community charge benefit amounts as...
12. Where, in the case of the appropriate authority,  $\Omega$  (being...
13. Until the community charge benefit amounts under this Part as...  
PART IV — SUPPLEMENTARY AMOUNT
14. Subject to paragraphs 15 to 18, for the purposes of...
15. Where the supplementary amount for an appropriate authority as  
calculated...
16. Where the total of the supplementary amounts calculated in accordance...
17. Where the supplementary amount for an appropriate authority as further...
18. Until such time as the aggregate of the authorities' supplementary...

SCHEDULE 3 — MAXIMUM AMOUNTS OF HOUSING BENEFIT SUBSIDY  
PAYABLE IN RESPECT OF CERTAIN AUTHORITIES IN  
SCOTLAND

SCHEDULE 4 — CALCULATION OF DEDUCTIONS FROM HOUSING BENEFIT  
SUBSIDY AND COMMUNITY CHARGE BENEFIT SUBSIDY  
IN RESPECT OF PERIOD OVERRUNS

PART I — GENERAL AND INTERPRETATION

1. In this Schedule, unless the context otherwise requires— “period overrun”...

PART II — DEDUCTIONS

2. The percentage referred to in article 4(3)(a) for an appropriate...
3. The percentage referred to in article 4(3)(b) for an appropriate...
4. The percentage referred to in article 18(2) for an appropriate...

PART III — CALCULATIONS AND TABLE

5. (1) In the heading to column 1 in the Table...

SCHEDULE 5 — THRESHOLD ABOVE WHICH REDUCED HOUSING BENEFIT  
SUBSIDY IS PAYABLE ON RENT ALLOWANCES

SCHEDULE 6 — RENT OFFICERS' DETERMINATIONS

1. Calculation of the appropriate amount
2. Rent officers' reasonable market rent determination
3. Subject to paragraph 6, where the rent officer determines a...
4. Rent officers' reasonable market rent and size determination
5. No restriction on unreasonable rents or on rent increases
6. Modification where rent is inclusive of domestic rates
7. Failure to apply for a rent officer's determination  
Relevant date 8.
9. Termination date
10. Apportionment
11. Interpretation

SCHEDULE 7 — AMOUNT BY REFERENCE TO WHICH APPROPRIATE  
MAXIMUM AMOUNT IS DETERMINED

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SCHEDULE 8 — PRESCRIBED CASELOAD AND CLAIMS FIGURES

SCHEDULE 9 — PRESCRIBED FIGURES FOR THE CALCULATION OF THE APPLICABLE AND THE SUPPLEMENTARY AMOUNTS

SCHEDULE 10 — COST ADJUSTMENT FIGURES

Explanatory Note