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STATUTORY INSTRUMENTS

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**1994 No. 2138**

**The Council Tax Benefit (Permitted Total) Order 1994**

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the Council Tax Benefit (Permitted Total) Order 1994 and shall come into force on 3rd October 1994 immediately after the Housing Benefit and Council Tax Benefit (Miscellaneous Amendments) (No. 2) Regulations 1994(1).

(2) In this Order—

“council tax benefit” means council tax benefit under Part VII of the Social Security Contributions and Benefits Act 1992(2);

“the Council Tax Benefit Regulations” means the Council Tax Benefit (General) Regulations 1992(3);

“increase in council tax benefit” means the difference between—

- (a) in a case in which an authority makes a determination under regulation 51(5) or 54(4) of the Council Tax Benefit Regulations (increase in the appropriate maximum council tax benefit or alternative maximum council tax benefit)(4), the amount of council tax benefit granted; and
- (b) the amount of council tax benefit which would have been granted in that case if the authority had not made a determination under the said regulation 51(5) or 54(4).

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(1) S.I. 1994/2137.

(2) Council tax benefit was substituted for community charge benefits in Part VII by the Local Government Finance Act 1992 (c. 14), Schedule 9, paragraph 1.

(3) S.I. 1992/1814.

(4) Regulations 51(5) and 54(4) were added by S.I. 1994/2137.