

---

STATUTORY INSTRUMENTS

---

**1994 No. 2945**

**SOCIAL SECURITY**

**The Social Security (Incapacity Benefit —  
Increases for Dependants) Regulations 1994**

*Made - - - - 21st November 1994*

*Laid before Parliament 24th November 1994*

*Coming into force—*

*except for*

*regulation 15(6)(b)(i)*

*and (c)(i)*

*13th April 1995*

*regulation 15(6)(b)(i)*

*and (c)(i)*

*13th May 1995*

**THE SOCIAL SECURITY (INCAPACITY BENEFIT —  
INCREASES FOR DEPENDANTS) REGULATIONS 1994**

PART I

General

1. Citation, commencement and interpretation
2. Provisions as to maintenance for the purposes of increase of benefit in respect of dependants
- 2A Disapplication of section 1(1A) of the Administration Act
3. Allocation of contributions for a spouse or civil partner
4. Deeming abated benefit to be a contribution for the maintenance of child or adult dependants
5. Attribution of earnings

PART II

Child Dependants

6. Circumstances in which a person who is not entitled to child benefit is to be treated as if so entitled
7. Circumstances in which a person entitled to child benefit is to be treated as if he were not so entitled
8. Contribution towards cost of providing for child

**Changes to legislation:** The Social Security (Incapacity Benefit — Increases for Dependants) Regulations 1994 is up to date with all changes known to be in force on or before 17 December 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

### PART III

#### Adult Dependants

9. Increase of incapacity benefit for adult dependants and persons having the care of children or qualifying young persons
10. Earnings rule for increases for adult dependants
11. Apportionment of payments by way of occupational or personal pension made otherwise than weekly
12. Contribution to maintenance of adult dependant
13. Increase of short-term incapacity benefit for persons over pensionable age
14. Disqualification for receipt of increases in cases of imprisonment and absence abroad

### PART IV

#### Consequential Amendments

15. Amendment of the Social Security (Dependency) Regulations 1977

### PART V

#### TRANSITIONAL PROVISION

16. Effect of an increase of benefit under regulation 12, 13, 15, 19, 20, 24 or 25 of the Social Security (Incapacity Benefit) (Transitional) Regulations 1995  
Signature  
Explanatory Note

**Changes to legislation:**

The Social Security (Incapacity Benefit — Increases for Dependants) Regulations 1994 is up to date with all changes known to be in force on or before 17 December 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- reg.5 revoked by [S.I. 1996/2745 reg.18Sch.4](#)
- reg.9 amended by [S.I. 2000/678 reg 6](#)