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STATUTORY INSTRUMENTS

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**2005 No. 2687**

**SOCIAL SECURITY**

**The Social Security (Care Homes and  
Independent Hospitals) Regulations 2005**

*Made* - - - - *24th September 2005*  
*Laid before Parliament* *30th September 2005*  
*Coming into force* *24th October 2005*

**THE SOCIAL SECURITY (CARE HOMES AND  
INDEPENDENT HOSPITALS) REGULATIONS 2005**

1. Citation and commencement
  2. Amendment of the Income Support (General) Regulations 1987
  3. Amendment of the Jobseeker's Allowance Regulations 1996
  4. Amendment of the Housing Benefit (General) Regulations 1987
  5. Amendment of the Council Tax Benefit (General) Regulations 1992
  6. Amendment of the State Pension Credit Regulations 2002
  7. Revocation of the Income Support and Jobseeker's Allowance (Amounts for Persons in Residential Care and Nursing Homes) Regulations 2001
  8. Amendment of the Social Fund Winter Fuel Payment Regulations 2000
  9. Amendment of the Social Fund Cold Weather Payments (General) Regulations 1988
  10. Amendment of the Social Fund Maternity and Funeral Expenses (General) Regulations 1987
  11. Amendment of the Social Security (Disability Living Allowance) Regulations 1991
  12. Amendment of the Social Security (Attendance Allowance) Regulations 1991
  13. Amendment of the Social Security (Claims and Payments) Regulations 1987
  14. Amendment of the Social Security (Breach of Community Order) Regulations 2001
  15. Amendment of the Social Security (Loss of Benefit) Regulations 2001
- Signature

*Changes to legislation: There are currently no known outstanding effects for the The Social Security (Care Homes and Independent Hospitals) Regulations 2005. (See end of Document for details)*

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SCHEDULE 1 — AMENDMENT OF THE INCOME SUPPORT (GENERAL)  
REGULATIONS 1987

1. In regulation 2 (interpretation)— (a) in paragraph (1)—
2. For paragraph (4)(d) of regulation 6 (persons not treated as...
3. In regulation 16 (circumstances in which a person is to...
4. For paragraph (4)(a)(iii) of regulation 17 (applicable amounts) substitute—
5. In regulation 21 (special cases)— (a) in paragraph (3) omit...
6. In paragraph (4A) of regulation 42 (notional income) for “lives...
7. In regulation 53 (calculation of tariff income from capital)—
8. In Schedule 3 (housing costs) — (a) for sub-paragraph (13)(c)...
9. For sub-paragraph (4) of paragraph 7 (protected persons) of Schedule...
10. In Schedule 7 (applicable amounts in special cases)—
11. In sub-paragraphs (2), (3)(a)(ii) and (4)(a) of paragraph 4 of...
12. In Schedule 9 (sums to be disregarded in the calculation...
13. In paragraph 64 of Schedule 10 (capital to be disregarded)...

SCHEDULE 2 — AMENDMENT OF THE JOBSEEKER'S ALLOWANCE  
REGULATIONS 1996

1. In regulation 1 (citation, commencement and interpretation)—
2. For paragraph (c) of regulation 53 (persons treated as not...
3. In regulation 78 (circumstances in which a person is to...
4. In regulation 85 (special cases)— (a) in paragraph (3) for—...
5. In paragraph (11) of regulation 105 (notional income) for “lives...
6. In regulation 116 (calculation of tariff income from capital)—
7. In paragraph (4) of regulation 140 (meaning of “person in...
8. In paragraph (4) of regulation 146A (meaning of “couple in...
9. In Schedule 2 (housing costs)— (a) for sub-paragraph (13)(c) of...
10. In Schedule 5 (applicable amounts in special cases)—
11. In Schedule 5A (applicable amounts of joint-claim couples in special...
12. In paragraph 5 of Schedule 6 (sums to be disregarded...
13. In paragraph 1 of Schedule 6A (sums to be disregarded...
14. In Schedule 7 (sums to be disregarded in the calculation...
15. In paragraph 57 of Schedule 8 (capital to be disregarded)...

SCHEDULE 3 — AMENDMENT OF THE HOUSING BENEFIT (GENERAL)  
REGULATIONS 1987

1. In regulation 2 (interpretation)— (a) in paragraph (1)—
2. In paragraph (9) of regulation 5 (circumstances in which a...
3. In regulation 7 (circumstances in which a person is to...
4. In regulation 8 (eligible housing costs)— (a) for paragraph (2)...
5. In paragraph (8) of regulation 12A (requirement to refer to...
6. In paragraph (5) of regulation 25 (meaning of income)—
7. In regulation 45 (calculation of tariff income from capital)—
8. In paragraph 14(5) of Schedule 5ZA (capital to be disregarded)...
9. In Schedule 5 (Capital to be disregarded)—
10. Transitional arrangements and savings for housing benefit
11. (1) Sub-paragraph (2) shall apply to a person who, on...
12. (1) Sub-paragraph (2) shall apply to a person who, on...

SCHEDULE 4 — AMENDMENT OF THE COUNCIL TAX BENEFIT (GENERAL)  
REGULATIONS 1992

**Changes to legislation:** *There are currently no known outstanding effects for the The Social Security (Care Homes and Independent Hospitals) Regulations 2005. (See end of Document for details)*

1. In regulation 2 (interpretation)— (a) omit the definitions of “care...
2. In paragraph (6) of regulation 4C (circumstances in which a...
3. In paragraph (5) of regulation 17 (meaning of income)—
4. In paragraph 14(5) of Schedule 5ZA (capital to be disregarded)...
5. In Schedule 5 (capital to be disregarded)—

SCHEDULE 5 — AMENDMENT OF THE STATE PENSION CREDIT  
REGULATIONS 2002

1. In paragraph (2) of regulation 1 (citation, commencement and interpretation)...
2. In paragraph (1)(b) of regulation 5 (persons treated as being...
3. In paragraph (c) of regulation 12 (end of assessed income...
4. For paragraph (7)(d) of regulation 15 (income for purposes of...
5. In Schedule 2 (housing costs)— (a) in paragraph 4 (circumstances...
6. In paragraph 13(5) of Schedule 5 (capital disregarded for the...

Explanatory Note

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Care Homes and Independent Hospitals) Regulations 2005.