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STATUTORY INSTRUMENTS

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**2005 No. 688**

**FOOD**

**The Welfare Food (Amendment) Regulations 2005**

<i>Made</i>	- - - -	<i>10th March 2005</i>
<i>Laid before Parliament</i>		<i>16th March 2005</i>
<i>Coming into force</i>	- -	<i>6th April 2005</i>

The Secretary of State for Health in exercise of the powers conferred on him by sections 13(3) of the Social Security Act 1988(1), 175(2) to (5) of the Social Security Contributions and Benefits Act 1992(2), and all other powers enabling him in that behalf, hereby makes the following Regulations:

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**Citation, commencement and interpretation**

- 1.—(1) These Regulations may be cited as the Welfare Food (Amendment) Regulations 2005.
- (2) These Regulations shall come into force on 6th April 2005.
- (3) In these Regulations “the principal Regulations” means the Welfare Food Regulations 1996(3).

**Amendment of regulations 3, 4, 5, 6, 7 and Schedule 2A to the principal Regulations**

2. The principal Regulations are amended as follows:—
- (a) for the sum of “£13,480” wherever it appears, there is substituted “£13,910”;
  - (b) in regulation 7 (purchase of dried milk at a reduced price) in paragraphs (1)(a) and (1A)
    - (a), for the sum of “£14,600”, there is substituted “£15,050”.

**Revocations**

3. The following Regulations are revoked:—

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- (1) 1988 (c. 7). Section 13 was amended by section 21(1) and (2) of, and paragraph 8(11)(a) of Schedule 6 and Schedule 7 to, the Social Security Act 1990 (c. 27), and section 4 of, and Schedule 2, paragraph 94 of the Social Security (Consequential Provisions) Act 1992 (c. 6). Section 13 is also amended by section 185 of the Health and Social Care (Community Health and Standards) Act 2003 (c. 43); however section 185 is not yet in force.
- (2) 1992 (c. 4). Section 175(2) to (5) is applied by section 15A of the Social Security Act 1988 (c. 7) which section was inserted by section 21(1) of, and paragraph 8(10) of Schedule 6 to, the Social Security Act 1990 (c. 27) and amended by section 4 of, and paragraph 96 of Schedule 2 to, the Social Security (Consequential Provisions) Act 1992 (c. 6).
- (3) S.I. 1996/1434, as amended by the Welfare Food (Amendment No. 2) Regulations 2004, S.I. 2004/2311, and the Welfare Food (Amendment) Regulations 2004, S.I. 2004/723. Previous amending instruments were revoked by regulation 6 of S.I. 2004/723.

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

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- (a) The Welfare Food (Amendment) Regulations 2004<sup>(4)</sup>;
- (b) The Welfare Food (Amendment No. 2) Regulations 2004<sup>(5)</sup>.

Signed by authority of the Secretary of State for Health

10th March 2005

*Melanie Johnson*  
Parliamentary Under Secretary of State

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<sup>(4)</sup> S.I. [2004/723](#).  
<sup>(5)</sup> S.I. [2004/2311](#).

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations further amend the Welfare Food Regulations 1996 (“the principal Regulations”) and come into force on 6th April 2005.

Regulation 2(a) amends regulations 3(2)(a)(iv) and (b)(iii) (entitlement to free milk), 4(1)(c) (child under the age of one year – entitlement to free dried milk or milk), 5(2)(a)(iv), (b)(iv), (c)(iii) and (4)(a)(iv) (entitlement to free vitamins), 6(1)(iv) (inability to obtain free vitamins), and 7(1A)(a) (purchase of dried milk at a reduced price) of, and paragraph 3(d) of Schedule 2A to, the principal Regulations. It raises to £13,910 the figure for the income level that determines whether a person receiving child tax credit but not working tax credit and who meets other conditions is entitled to benefit under the scheme.

Regulation 2(b) further amends regulation 7(1)(a) and (1A)(a) to raise to £15,050 the figure for the maximum income level that determines whether a person entitled to relevant tax credits and who meets other conditions is entitled to purchase dried milk at a reduced price under the scheme.

Regulation 3 revokes previous amending Regulations.