

SCHEDULES

SCHEDULE 5

Modifications

PART 2

Modification of the Council Tax Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006

1. The Council Tax Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006⁽¹⁾ are modified as follows.

2. In regulation 53 (time and manner in which claims are to be made)⁽²⁾—

- (a) in paragraph (1), for “paragraphs (4A) to (4BD)” substitute “paragraph (4A)”;
- (b) omit paragraph (3);
- (c) in paragraph (4)—
 - (i) omit sub-paragraphs (a), (c) and (f); and
 - (ii) in sub-paragraph (b) omit “where it has not been sent or delivered to the appropriate DWP office.”;
- (d) omit paragraphs (4B) to (4BD);
- (e) omit paragraph (4CA);
- (f) in paragraph (4D)—
 - (i) for “paragraphs (4A) to (4BD)” substitute “paragraph (4A)”;
 - (ii) omit “or the Secretary of State”;
- (g) omit paragraph (4EA);
- (h) in paragraphs (4F) and (4G) omit “or the Secretary of State”;
- (i) in paragraph (5)—
 - (i) in sub-paragraph (b) omit “or appropriate social security office”;
 - (ii) in sub-paragraph (d), for “, an authorised office, county offices or an appropriate DWP office” substitute “or county offices”;
 - (iii) in sub-paragraph (d) in paragraphs (i) and (ii) omit “, an authorised office or an appropriate DWP office”;
 - (iv) in sub-paragraph (d)(ii), for “paragraphs (4A) to (4BD)” substitute “paragraph (4A)”;
 - (v) in sub-paragraph (e), for “or authorised office, county offices or appropriate DWP office” substitute “or county offices”;

(1) [S.I. 2006/216](#).

(2) Relevant amending instruments for regulation 53 are [S.I.s 2006/2967](#), [2008/1082](#), [2008/2299](#) and [2008/2987](#).

Status: This is the original version (as it was originally made).

- (j) in paragraph (6) omit “or appropriate DWP office”;
 - (k) omit paragraph (7A);
 - (l) in paragraph (8), for “, (b) or (c)” substitute “or (b)”;
 - (m) in paragraph (8A)—
 - (i) at the end of sub-paragraph (b) omit “or”; and
 - (ii) omit sub-paragraph (c); and
 - (n) omit paragraph (14).
- 3.** In regulation 57 (evidence and information)(**3**)—
- (a) in paragraph (1)—
 - (i) for “paragraphs (1A) and (2)” substitute “paragraph (2)”; and
 - (ii) omit “, or the Secretary of State requesting him,”; and
 - (b) omit paragraph (1A).
- 4.** In regulation 58 (amendment and withdrawal of claim)(**4**)—
- (a) in paragraph (2), for “paragraphs (4A) to (4BD)” substitute “paragraph (4A)”;
 - (b) omit paragraph (5); and
 - (c) in paragraph (6) omit “or (5)”.
- 5.** In regulation 59 (duty to notify changes of circumstances)(**5**)—
- (a) in paragraph (1), for “paragraphs (3), (5) to (8) and (10)” substitute “paragraphs (3) and (5) to (8)”;
 - (b) omit paragraph (10).

(3) The relevant amending instrument for regulation 57 is [S.I. 2008/2987](#).

(4) Relevant amending instruments for regulation 58 are [S.I.s 2006/2967](#), [2007/719](#) and [2008/2299](#).

(5) Regulation 74(10) was added by [S.I. 2008/2987](#).