

---

STATUTORY INSTRUMENTS

---

**2013 No. 384**

**The Social Security (Overpayments  
and Recovery) Regulations 2013**

**PART 8**

Amendment of provisions relating to recovery of overpaid housing benefit

**Amendment of the Housing Benefit Regulations 2006**

**33.**—(1) The Housing Benefit Regulations 2006(1) are amended as follows.

(2) In regulation 105 (recovery of overpayments from prescribed benefits—

(a) after paragraph (1)(f) add—

“(g) personal independence payment.”;

(b) after paragraph (1)(g) add—

“(h) universal credit.”;

(c) after paragraph (1B)(d) add—

“(e) personal independence payment.”;

(d) after paragraph (1B)(e) add—

“(f) universal credit.”.

(3) After regulation 106 insert—

**“Recovery by deduction from earnings**

**106A.**—(1) Any overpayment which is recoverable by virtue of regulation 100 may be recovered by a relevant authority by deduction from the earnings of the person from whom it is recoverable.

(2) Part 6 of the Social Security (Overpayments and Recovery) Regulations 2013 applies in relation to the recovery of overpayments by deduction from the earnings of a person specified in paragraph (1) by a relevant authority as it applies to the recovery of recoverable amounts by deduction from the earnings of persons under that Part of those Regulations by an appropriate authority”.

**Amendment of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006**

**34.**—(1) The Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006(2) (recovery of overpayments from prescribed benefits) are amended as follows.

---

(1) [S.I.2006/213](#). Regulation 105(1) is amended by [S.I.2008/1082](#) and [2824](#). Regulation 105(1B) is inserted by [S.I.2008/2824](#).  
(2) [S.I.2006/214](#). Regulation 86(1) is amended by [S.I.2008/1082](#) and [2824](#). Regulation 86(1B) is inserted by [S.I.2008/2824](#).

- (2) In regulation 86 (recovery of overpayments from prescribed benefits—
  - (a) after paragraph (1)(f) add—
    - “(g) personal independence payment.”;
  - (b) after paragraph (1)(g) add—
    - “(h) universal credit.”;
  - (c) after paragraph (1B)(d) add—
    - “(e) personal independence payment.”;
  - (d) after paragraph (1B)(e) add—
    - “(f) universal credit.”.
- (3) After regulation 87 insert—

**“Recovery by deduction from earnings**

**87A.—(1)** Any overpayment which is recoverable by virtue of regulation 81 may be recovered by a relevant authority by deduction from the earnings of the person from whom it is recoverable.

(2) Part 6 of the Social Security (Overpayments and Recovery) Regulations 2013 applies in relation to the recovery of overpayments by deduction from the earnings of a person specified in paragraph (1) by a relevant authority as it applies to the recovery of recoverable amounts by deduction from the earnings of persons under that Part of those Regulations by an appropriate authority.”.