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STATUTORY INSTRUMENTS

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**2017 No. 213**

**The Housing Benefit and Universal Credit (Size Criteria)  
(Miscellaneous Amendments) Regulations 2017**

**Amendments to the Universal Credit Regulations 2013**

**6.** In paragraph 12 (additional room) of Schedule 4 (housing costs element for renters) to the Universal Credit Regulations 2013<sup>(1)</sup>—

(a) before sub-paragraph (1) insert—

“(A1) A renter is entitled to an additional bedroom if one or more of the following persons satisfies the overnight care condition (see sub-paragraph (3))—

- (a) the renter;
- (b) a person in the renter’s extended benefit unit;
- (c) a child in respect of whom the renter satisfies the foster parent condition (see sub-paragraphs (4) and (5)).”;

(b) in sub-paragraph (1)—

- (i) omit paragraph (a);
- (ii) in paragraph (b) omit “(see sub-paragraphs (4) and (5))”;
- (iii) in paragraph (c) after “sub-paragraph (6))” insert—  
“;

(d) the disabled person condition (see sub-paragraph (6A))”;

(c) for sub-paragraph (2) substitute—

“(2) Sub-paragraphs (A1) and (1) apply subject to sub-paragraphs (8) and (9).”.

(d) in sub-paragraph (3)—

- (i) for “a renter satisfies” substitute “a person satisfies”;
- (ii) in paragraph (b) for “care for the renter” substitute “care for the person”;

(e) after sub-paragraph (6) insert—

“(6A) A renter satisfies the disabled person condition if they would (but for the provisions of this paragraph) be expected to share a bedroom with a joint renter and—

- (a) the renter is in receipt of—
  - (i) the care component of disability living allowance at the middle or highest rate;
  - (ii) attendance allowance at the higher rate;
  - (iii) the daily living component of personal independence payment; and
- (b) the renter is, by virtue of their disability, not reasonably able to share a bedroom with the joint renter.”;

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<sup>(1)</sup> [S.I. 2013/376](#), amended by [SI 2013/2828](#); there are other amending instruments but none is relevant.

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**Status:** This is the original version (as it was originally made).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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- (f) omit sub-paragraph (7);
- (g) for sub-paragraph (9) substitute—
  - “(9) The renter is, or joint renters are, entitled to one additional bedroom for each of the following that apply—
    - (a) one or more persons satisfy the overnight care condition;
    - (b) the renter, or one or both of joint renters, satisfies the foster parent condition;
    - (c) the renter, or one or both of joint renters, satisfies the disabled child condition; or
    - (d) the renter, or one or both of joint renters, satisfies the disabled person condition.”.