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DRAFT STATUTORY INSTRUMENTS

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**2000 No.**

**The Social Security Benefits Up-rating (No. 2) Order 2000**

**PART I**

**INTRODUCTION**

**Citation and commencement**

1.—(1) This Order may be cited as the Social Security Benefits Up-rating (No. 2) Order 2000.

(2) Subject to paragraphs (3) to (9) of this article, this Order shall come into force for the purposes of—

- (a) articles 1, 2, 6, 20 and 24 on 1st April 2001;
- (b) article 8, in so far as it relates to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 1st April 2001, and for the purpose of this sub-paragraph, “benefit week” has the same meaning as in the Computation of Earnings Regulations;
- (c) articles 3 to 5, 7 and 11 to 13, on 9th April 2001;
- (d) article 9, on 6th April 2001;
- (e) article 10, on 1st April 2001, except for the purpose of determining the rate of maternity allowance in accordance with section 35A(2) of the Contributions and Benefits Act<sup>(1)</sup>, for which purpose it shall come into force on 9th April 2001;
- (f) articles 14 and 15, on 12th April 2001;
- (g) articles 16 to 18, in so far as they relate to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 9th April 2001, and for the purpose of this sub-paragraph, “benefit week” has the same meaning as in the Income Support Regulations;
- (h) article 19, in relation to a case where rent is payable at intervals of a week or any multiple thereof, on 2nd April 2001, and in relation to any other case, on 1st April 2001;
- (i) articles 21 to 23, in so far as they relate to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 9th April 2001, and for the purpose of this sub-paragraph, “benefit week” has the same meaning as in the Jobseeker’s Allowance Regulations.

(3) The increases made—

- (a) in the sums specified for rates or amounts of benefit under the Contributions and Benefits Act or the Pension Schemes Act; and
- (b) by article 21(c) of this Order in so far as it is relevant for the purposes referred to in article 6(11) of this Order,

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<sup>(1)</sup> State Maternity Allowance was introduced by section 53 of the Welfare Reform and Pensions Act 1999 (c. 30) (which amended section 35 of the Contributions and Benefits Act in respect of women expecting babies on or after 20th August 2000). The rate is linked with the lower rate of statutory maternity pay set out in S.I.1986/1960.

shall take effect for each case on the date specified in relation to that case in article 6 of this Order.

(4) In so far as article 19(8) of this Order amends paragraph 15(1A) of Part IV of Schedule 2 to the Housing Benefit Regulations, it shall come into force on 9th April 2001, immediately after the coming into force of regulation 4 of the Social Security Amendment (Bereavement Benefits) Regulations 2000(2).

(5) In so far as article 20(7) of this Order amends paragraph 19(1A) of Part IV of Schedule 1 to the Council Tax Benefit Regulations, it shall come into force on 9th April 2001, immediately after the coming into force of regulation 5 of the Social Security Amendment (Bereavement Benefits) Regulations 2000.

(6) Subject to paragraph (7) below, in so far as articles 16(5), 19(8), 20(7) and 22(5) and (6) of this Order amend the provisions specified in paragraph (8) below (which specify amounts of bereavement premium and enhanced disability premium), they shall come into force immediately after the coming into force of—

- (a) regulations 2 and 3 of the Social Security Amendment (Bereavement Benefits) Regulations 2000(3); and
- (b) regulations 2, 3, 4 and 5 of the Social Security Amendment (Enhanced Disability Premium) Regulations 2000(4).

(7) Where, in relation to a particular beneficiary—

- (a) both paragraph (6) and either of paragraphs (2)(g) or (i) above apply; and
- (b) the coming into force dates specified in relation to those provisions would not coincide,

then, in such a case, the coming into force date for the purpose of paragraph (6) shall instead be the first day of the first benefit week to commence for that beneficiary after 9th April 2001.

(8) The provisions specified for the purposes of paragraph (6) are—

- (a) paragraph 15(1A) and (8) of Part IV of Schedule 2 to the Income Support Regulations(5);
- (b) paragraph 15(9) of Part IV of Schedule 2 to the Housing Benefit Regulations(6);
- (c) paragraph 19(9) of Part IV of Schedule 1 to the Council Tax Benefit Regulations(7);
- (d) paragraph 20(1A) and (9) of Part IV of Schedule 1 to the Jobseeker's Allowance Regulations(8); and
- (e) paragraph 20M(6) of Part IVB of Schedule 1 to the Jobseeker's Allowance Regulations(9).

(9) In so far as article 3(1) of this Order relates to bereavement payment (as referred to in Part II of Schedule 4 to the Contributions and Benefits Act) and to the rate of widowed parent's allowance (as referred to in Part IV of Schedule 4 to that Act), it shall come into force immediately after the coming into force of section 54(2) of, and paragraph 14 of Schedule 8 to, the Welfare Reform and Pensions Act 1999(10).

## Interpretation

2. In this Order, unless the context otherwise requires—

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- (2) S.I. 2000/2239.
  - (3) S.I. 2000/2239.
  - (4) S.I. 2000/2629.
  - (5) S.I. 1987/1967; the relevant amending instruments are S.I. 2000/2239 and 2629.
  - (6) S.I. 1987/1971; the relevant amending instruments are S.I. 2000/2239 and 2629.
  - (7) S.I. 1992/1814; the relevant amending instruments are S.I. 2000/2239 and 2629.
  - (8) S.I. 1996/207; the relevant amending instruments are S.I. 2000/2239 and 2629.
  - (9) S.I. 1996/207; the relevant amending instruments are S.I. 2000/1978 and 2629.
  - (10) 1999 c. 30. Section 54(2), and paragraph 14 of Schedule 8 respectively, substituted the entry for widow's payment with bereavement payment, and inserted the entry for widowed parent's allowance in Schedule 4 to the Contributions and Benefits Act, with effect from 9th April 2001.

“the Computation of Earnings Regulations” means the Social Security Benefit (Computation of Earnings) Regulations 1996(11);

“the Contributions and Benefits Act” means the Social Security Contributions and Benefits Act 1992(12);

“the Council Tax Benefit Regulations” means the Council Tax Benefit (General) Regulations 1992(13);

“the Housing Benefit Regulations” means the Housing Benefit (General) Regulations 1987(14);

“the Income Support Regulations” means the Income Support (General) Regulations 1987(15);

“the Jobseeker’s Allowance Regulations” means the Jobseeker’s Allowance Regulations 1996(16); and

“the Pension Schemes Act” means the Pension Schemes Act 1993(17).

## PART II

### SOCIAL SECURITY BENEFITS AND PENSIONS

#### **Increase in rates or amounts of certain benefits under the Contributions and Benefits Act**

3.—(1) The sums specified in paragraph (2) below shall be increased from and including the respective dates specified in article 6 below so as to have effect as set out in Schedule 1 to this Order.

(2) The sums mentioned in paragraph (1) above are the sums specified in Parts I, III, IV and V of Schedule 4 to the Contributions and Benefits Act (contributory periodical benefits, non-contributory periodical benefits, increases for dependants and rates of industrial injuries benefit), except in Part III the sum specified for age addition to a pension of any category, and otherwise under section 79 of that Act.

#### **Increase in rates or amounts of certain pensions or allowances under the Contributions and Benefits Act**

4.—(1) The sums specified in paragraphs (2), (3), (4) and (5) below shall be increased from and including the respective dates specified in article 6 below.

(2) The sums falling to be calculated under paragraph 13(4) of Schedule 7 to the Contributions and Benefits Act (calculation of weekly rate of a beneficiary’s retirement allowance) shall be increased by 3.3 per cent. of their amount apart from this Order.

(3) In section 44(4) of the Contributions and Benefits Act(18) (basic pension in a Category A retirement pension)—

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(11) S.I. 1996/2745.

(12) 1992 c. 4.

(13) S.I. 1992/1814; the relevant amending instruments are S.I. 1993/688 and 2118, 1994/1924, 1996/462, 1510, 1803, 2518 and 2545, 1998/776 and 1541, 1999/2555 and 2000/440, 1993, 2239 and 2629.

(14) S.I. 1987/1971; the relevant amending instruments are S.I. 1988/1444, 1989/416 and 1017, 1990/546 and 1775, 1991/1599, 1992/50 and 1326, 1993/2118, 1994/578, 1996/462, 1803, 2432, 2518 and 2545, 1997/65, 1998/766 and 1541, 1999/2555 and 2000/440, 1993, 2239 and 2629.

(15) S.I. 1987/1967; the relevant amending instruments are S.I. 1988/663, 910, 999, 1228, 1445 and 2022, 1989/534, 1034 and 1678, 1990/547, 1168, 1776 and 2324, 1991/544, 1992/50, 1326 and 3147, 1993/2119, 1994/527 and 2139, 1995/516, 1613, 2287 and 2927, 1996/206, 1803, 2431, 2518 and 2545, 1997/2197 and 2604, 1999/2555 and 3109 and 2000/440, 1402, 1993, 2239 and 2629.

(16) S.I. 1996/207; the relevant amending instruments are S.I. 1996/1516, 1517, 1803, 2518, 2538 and 2545, 1998/766, 1999/2555 and 2000/440, 1978, 1993, 2239 and 2629.

(17) 1993 c. 48.

(18) Section 44(4) was substituted by section 68 of the Social Security Act 1998 (c. 14).

- (a) for the sum of £64.75 there shall be substituted the sum of £66.90; and
  - (b) for the sum of £67.50 there shall be substituted the sum of £72.50.
- (4) It is hereby directed<sup>(19)</sup> that the sums which are—
- (a) the additional pensions in long-term benefits calculated by reference to any final relevant year earlier than the tax year 2000–2001;
  - (b) the increases in the rates of retirement pensions under Schedule 5 to the Contributions and Benefits Act<sup>(20)</sup> (increase of pension where entitlement is deferred); and
  - (c) payable to a pensioner as part of his Category A or Category B retirement pension by virtue of an order made under section 126A of the Social Security Act 1975<sup>(21)</sup>, section 63 of the Social Security Act 1986<sup>(22)</sup> or section 150(1)(e) of the Social Security Administration Act 1992<sup>(23)</sup>,

shall in each case be increased by 3.3 per cent. of their amount apart from this Order.

(5) The sums which are shared additional pensions<sup>(24)</sup>, and the sums which are increases in the rates of shared additional pensions under section 55C of the Contributions and Benefits Act<sup>(25)</sup>, shall be increased by 3.3 per cent. of their amounts apart from this Order.

#### **Increase in rates or amounts of certain benefits under the Pension Schemes Act**

5.—(1) It is hereby directed<sup>(26)</sup> that the sums specified in paragraph (2) below shall be increased from and including the respective dates specified in article 6 below.

(2) Sums which are payable by virtue of section 15(1) of the Pension Schemes Act (which provides for increases in a person's guaranteed minimum pension if payment of his occupational pension is postponed after he attains pensionable age) to a person who is also entitled to a Category A or Category B retirement pension (including sums payable by virtue of section 17(2) and (3) of that Act), shall be increased by 3.3 per cent. of their amount apart from this Order where the increase under section 15(1) is attributable to earnings factors for the tax year 1987–88 and earlier tax years<sup>(27)</sup>.

#### **Dates on which sums specified for rates or amounts of benefits under the Contributions and Benefits Act or the Pension Schemes Act are increased by this Order**

6.—(1) Paragraphs (2) to (9) of this article, which are subject to the provisions of paragraphs (10) and (11) below, specify the date on which the increases made by this Order in the sums specified for rates or amounts of benefit under the Contributions and Benefits Act or the Pension Schemes Act shall take effect for each case.

(2) Subject to paragraph (3) below, the increases in the sums mentioned in articles 3, 4 and 11 of this Order for Category A and Category B retirement pension and graduated retirement benefit together with, where appropriate, increases for dependants, shall take effect on 9th April 2001.

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<sup>(19)</sup> See section 151(1) of the Social Security Administration Act 1992.

<sup>(20)</sup> Schedule 5 was amended by the Pension Schemes Act 1993 (c. 48), Schedule 8, paragraph 42; the Social Security (Incapacity for Work) Act 1994, Schedule 1, paragraph 40; and the Pensions Act 1995, Schedule 4, paragraph 21 and Schedule 7.

<sup>(21)</sup> 1975 c. 14; section 126A was inserted by section 12 of the Social Security Act 1979 (c. 18) and repealed by the Social Security Act 1986 (c. 50), section 86, Schedule 11.

<sup>(22)</sup> 1986 c. 50. Section 63 was repealed by Schedule 1 to the Social Security (Consequential Provisions) Act 1992 (c. 6).

<sup>(23)</sup> 1992 c. 5.

<sup>(24)</sup> See section 55A of the Contributions and Benefits Act as inserted by paragraph 3 of Schedule 6 to the Welfare Reform and Pensions Act 1999.

<sup>(25)</sup> Section 55C was inserted by paragraph 3 of Schedule 6 to the Welfare Reform and Pensions Act 1999.

<sup>(26)</sup> See section 151(2) of the Social Security Administration Act 1992.

<sup>(27)</sup> See section 151(4) of the Social Security Administration Act 1992. Under section 151(4) where an increment under section 15(1) of the Pension Schemes Act is increased by an order under section 109 of that Act, the increase that would otherwise fall to be made by this Order is reduced by the amount of the increase under section 109. Section 109 of the Pension Schemes Act was amended by section 55 of the Pensions Act 1995 (c. 26).

(3) In the case of a person over pensionable age whose entitlement to a Category A retirement pension is deferred and for whom the rate of short-term incapacity benefit falls to be calculated in accordance with section 30B(3) of the Contributions and Benefits Act(28), the increases in the sums mentioned in articles 3, 4 and 11 of this Order for Category A and Category B retirement pension and graduated retirement benefit together with, where appropriate, increases for dependants, shall take effect on 12th April 2001.

(4) The increases in the sums mentioned in articles 4(4)(c) and (5) and 5(2) shall take effect on 9th April 2001.

(5) The increases in the sums specified for the rate of maternity allowance, widowed mother's allowance, widow's pension, Category C and Category D retirement pension, child's special allowance(29), attendance allowance, invalid care allowance (except in a case where the Secretary of State has made arrangements for it to be paid on a Wednesday), together with, in each case where appropriate, increases for dependants, and guardian's allowance shall in all cases take effect on 9th April 2001.

(6) The increases in the sums specified for the rate of invalid care allowance in a case where the Secretary of State has made arrangements for it to be paid on a Wednesday together with, where appropriate, increases for dependants, disablement benefit together with increases of disablement pension, maximum disablement gratuity under paragraph 9(2) of Schedule 7 to the Contributions and Benefits Act, industrial death benefit by way of widow's and widower's pension and allowance in respect of children together with, where appropriate, increases for dependants, and the maximum of the aggregate of weekly benefit payable for successive accidents, under section 107(1) of the Contributions and Benefits Act, shall in all cases take effect on 11th April 2001.

(7) In any case where a person's weekly rate of Category A or Category B retirement pension falls to be increased under the provisions of section 47(1) or 48C(2) of the Contributions and Benefits Act(30) by reference to the weekly rate of invalidity allowance or age addition to long-term incapacity benefit to which he was previously entitled, the increase in such sum shall take effect on 9th April 2001.

(8) The increases in the sums specified for the rate of incapacity benefit and severe disablement allowance (together with, where appropriate, increases for dependants) shall take effect in all cases on 12th April 2001.

(9) The increases in the sums falling to be calculated in accordance with paragraph 13(4) of Schedule 7 to the Contributions and Benefits Act (retirement allowance) shall take effect on 11th April 2001.

(10) In the case of a person who is subject to the provisions of regulations made under section 73(1)(b) of the Social Security Administration Act 1992(31) (adjustment of benefit for persons undergoing medical or other treatment as an in-patient in a hospital) the increase in the sum mentioned in article 4(3)(b) of this Order shall take effect in that case on the day on which the increase in the benefit payable to him apart from those regulations takes effect.

(11) The increases in the sums specified in articles 3 and 21(c) of this Order, in so far as those sums are relevant for the purposes of establishing whether the rate of any benefit is not to be increased in

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(28) Section 30B was inserted by section 2(1) of the Social Security (Incapacity for Work) Act 1994 (c. 18) and amended by paragraph 21(3) of Schedule 4 to the Pensions Act 1995 (c. 26).

(29) Child's special allowance was abolished except for existing beneficiaries as from 6th April 1987 (See section 56 of the Social Security Contributions and Benefits Act 1992).

(30) Section 47(1) was amended by paragraph 13 of Schedule 1 to the Social Security (Incapacity for Work) Act 1994; section 48C was inserted by paragraph 3 of Schedule 4 to the Pensions Act 1995 and amended by paragraph 7 of Schedule 8 to the Welfare Reform and Pensions Act 1999.

(31) Section 73(1) was amended by paragraph 49(2) of Schedule 2 to the Jobseekers Act 1995 (c. 18).

respect of an adult dependant because the earnings of the dependant exceed a specified amount<sup>(32)</sup>, shall take effect—

- (a) except in a case where sub-paragraph (b) below applies, on the first day of the first benefit week to commence for the beneficiary on or after 9th April 2001;
- (b) in a case where regulation 7(b) of the Computation of Earnings Regulations (date on which earnings are treated as paid) applies, on the first day of the first benefit week to commence for the beneficiary on or after 1st April 2001,

and for the purposes of this paragraph “benefit week” has the same meaning as in regulation 2(1) of the Computation of Earnings Regulations.

### **Increase in rates of certain workmen’s compensation and industrial diseases benefits in respect of employment before 5th July 1948**

7. In Schedule 8 to the Contributions and Benefits Act the sum of £40.40 referred to in paragraph 2(6)(c) (maximum weekly rate of lesser incapacity allowance supplementing workmen’s compensation) and paragraph 6(2)(b) (industrial diseases benefit schemes: weekly rate of allowance payable where disablement is not total) shall be increased; and from and including 11th April 2001 for that sum in paragraph 2(6)(c), and from and including 12th April 2001 for that sum in paragraph 6(2)(b), there shall be substituted the sum of £41.75.

### **Earnings Limits**

8. In section 80(4) of the Contributions and Benefits Act (earnings limits in respect of child dependency increases)—

- (a) for the sum of £145.00 in both places where it occurs there shall be substituted the sum of £150.00; and
- (b) for the sum of £19.00 there shall be substituted the sum of £20.00.

### **Statutory Sick Pay**

9. In section 157(1) of the Contributions and Benefits Act (rate of payment of statutory sick pay) for the sum of £60.20 there shall be substituted the sum of £62.20.

### **Statutory Maternity Pay**

10. In regulation 6 of the Statutory Maternity Pay (General) Regulations 1986<sup>(33)</sup> (lower rate of statutory maternity pay) for the sum of £60.20 there shall be substituted the sum of £62.20.

### **Increase in rate of graduated retirement benefit**

11.—(1) In the National Insurance Act 1965<sup>(34)</sup> the sum of 8.77 pence referred to in section 36(1) (graduated retirement benefit) shall be increased by 3.3 per cent.; and from and including 9th April 2001 the reference in that provision to that sum shall have effect as a reference to 9.06 pence.

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<sup>(32)</sup> See sections 82(3)(a), 83(2)(b) and 84(2)(b) of the Contributions and Benefits Act 1992, regulations 8 and 10(2) of, and paragraph 7 of Schedule 2 to, the Social Security Benefit (Dependency) Regulations 1977 (S.I. 1977/343), and regulation 10 of the Social Security (Incapacity Benefit—Increases for Dependants) Regulations 1994 (S.I. 1994/2945). Relevant amending instruments are S.I. 1984/1698 and 1699, 1989/523 and 1642, 1992/3041, 1994/2945 and 1996/1345 and 2745.

<sup>(33)</sup> S.I. 1986/1960; relevant amending instrument is S.I. 2000/440.

<sup>(34)</sup> 1965 c. 51. Sections 36 and 37 were repealed by the Social Security Act 1973 (c. 38) but are continued in force by regulation 3 of the Social Security (Graduated Retirement Benefit) (No 2) Regulations 1978 (S.I. 1978/393), in the modified form set out in Schedule 1 to those Regulations; relevant amending instrument is S.I. 1989/1642. See also regulation 2 of those Regulations, which was substituted by S.I. 1995/2606.

(2) The sums which are the increases of graduated retirement benefit under Schedule 2 to the Social Security (Graduated Retirement Benefit) (No. 2) Regulations 1978<sup>(35)</sup> (increases for deferred retirement) shall be increased by 3.3 per cent. of their amount apart from this Order.

(3) The sums which are the additions under section 37(1) of the National Insurance Act 1965 (additions for widows and widowers) shall be increased by 3.3 per cent. of their amount apart from this Order.

### **Increase in rates of Disability Living Allowance**

12. In regulation 4 of the Social Security (Disability Living Allowance) Regulations 1991<sup>(36)</sup> (rate of benefit)—

- (a) in paragraph (1)(a), for the sum of £53.55 there shall be substituted the sum of £55.30;
- (b) in paragraph (1)(b), for the sum of £35.80 there shall be substituted the sum of £37.00;
- (c) in paragraph (1)(c), for the sum of £14.20 there shall be substituted the sum of £14.65;
- (d) in paragraph (2)(a), for the sum of £37.40 there shall be substituted the sum of £38.65; and
- (e) in paragraph (2)(b), for the sum of £14.20 there shall be substituted the sum of £14.65.

### **Sums specified for child benefit**

13. In regulation 2(1) of the Child Benefit and Social Security (Fixing and Adjustment of Rates) Regulations 1976<sup>(37)</sup> (weekly rates of child benefit)—

- (a) in sub-paragraph (a)(i), for the sum of £15.00 there shall be substituted the sum of £15.50;
- (b) in sub-paragraph (a)(ii), the sum of £17.55 remains unchanged; and
- (c) in sub-paragraph (b), for the sum of £10.00 there shall be substituted the sum of £10.35.

### **Increase in rates of age addition to long-term incapacity benefit**

14. In the Social Security (Incapacity Benefit) Regulations 1994<sup>(38)</sup>, in regulation 10(2)—

- (a) in sub-paragraph (a), for the sum of £14.20 there shall be substituted the sum of £14.65; and
- (b) in sub-paragraph (b), for the sum of £7.10 there shall be substituted the sum of £7.35.

### **Increase in rates of transitional invalidity allowance in long-term incapacity benefit cases**

15. In the Social Security (Incapacity Benefit) (Transitional) Regulations 1995<sup>(39)</sup>, in regulation 18(2)—

- (a) in sub-paragraph (a), for the sum of £14.20 there shall be substituted the sum of £14.65;
- (b) in sub-paragraph (b), for the sum of £9.00 there shall be substituted the sum of £9.30; and
- (c) in sub-paragraph (c), for the sum of £4.50 there shall be substituted the sum of £4.65.

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<sup>(35)</sup> S.I. 1978/393; relevant amending instrument is S.I. 1989/1642.

<sup>(36)</sup> S.I. 1991/2890; relevant amending instruments are S.I. 1993/1939 and 2000/440.

<sup>(37)</sup> S.I. 1976/1267; see the Child Benefit and Social Security (Fixing and Adjustment of Rates)(Amendment) Regulations 1998 (S.I. 1998/1581) which revoked regulation 2(1)(a)(ii) of S.I. 1976/1267 and made transitional and saving provisions. Relevant amending instruments are S.I. 1977/1328, 1991/502, 1996/1803, 1998/1581 and 2000/440.

<sup>(38)</sup> S.I. 1994/2946; relevant amending instrument is S.I. 2000/440.

<sup>(39)</sup> S.I. 1995/310; relevant amending instrument is S.I. 2000/440.

## PART III

### INCOME SUPPORT, HOUSING BENEFIT AND COUNCIL TAX BENEFIT

#### Applicable amounts for Income Support

**16.**—(1) The sums relevant to the calculation of an applicable amount as specified in the Income Support Regulations shall be the sums set out in the following provisions of this article and Schedules 2 to 6 to this Order; and for this purpose references in this article to a numbered regulation or Schedule are, unless the context otherwise requires, references to a regulation of, or a Schedule to, the Income Support Regulations bearing that number.

(2) In regulations 17(1)(b), 18(1)(c), 21(1) and 71(1)(a)(ii), (b)(ii) and (iii), (c)(ii) and (d)(i), in paragraphs 13A(2)(a) and 14(a) of Part III of Schedule 2, and in paragraph 1(2) of Part I of Schedule 4, the sum specified is in each case £3,000.

(3) The sums specified in Part I of Schedule 2 (applicable amounts: personal allowances) shall be as set out in Schedule 2 to this Order.

(4) In paragraph 3 of Part II of Schedule 2(**40**) (applicable amounts: family premium)—

(a) in sub-paragraph (1)(a) the sum of £15.90 remains unchanged; and

(b) in sub-paragraph (1)(b) for the sum of £14.25 there shall be substituted the sum of £14.50.

(5) The sums specified in Part IV of Schedule 2 (applicable amounts: weekly amounts of premiums) shall be as set out in Schedule 3 to this Order.

(6) In paragraph 18 of Schedule 3(**41**) (housing costs: non-dependant deductions)—

(a) in sub-paragraph (1)(a) the sum of £47.75 remains unchanged;

(b) in sub-paragraph (1)(b) the sum of £7.40 remains unchanged;

(c) in sub-paragraph (2)(a) for the sum of £81.00 there shall be substituted the sum of £84.00;

(d) in sub-paragraph (2)(b)—

(i) for the sum of £81.00 there shall be substituted the sum of £84.00,

(ii) for the sum of £120.00 there shall be substituted the sum of £125.00, and

(iii) the sum of £17.00 remains unchanged;

(e) in sub-paragraph (2)(c)—

(i) for the sum of £120.00 there shall be substituted the sum of £125.00,

(ii) for the sum of £157.00 there shall be substituted the sum of £163.00, and

(iii) the sum of £23.35 remains unchanged;

(f) in sub-paragraph (2)(d)—

(i) for the sum of £157.00 there shall be substituted the sum of £163.00,

(ii) for the sum of £207.00 there shall be substituted the sum of £215.00,

(iii) the sum of £38.20 remains unchanged;

(g) in sub-paragraph (2)(e)—

(i) for the sum of £207.00 there shall be substituted the sum of £215.00,

(ii) for the sum of £259.00 there shall be substituted the sum of £269.00,

(iii) the sum of £43.50 remains unchanged.

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(40) Relevant amending instruments are S.I. 1996/1803, 1998/766, 1999/2555, 2000/636 and 1993.

(41) Schedule 3 was substituted by S.I. 1995/1613; relevant amending instruments are S.I. 1995/2927 and 1996/2518.



(7) In paragraph 6(2) of Schedule 4, for the sum of £256.00 there shall be substituted the sum of £261.00 and, subject to paragraph (2) of this article, those other sums relevant to the calculation of an applicable amount which are specified in Schedule 4 (applicable amounts of persons in residential care and nursing homes) shall be as set out in Schedule 4 to this Order.

(8) Those sums relevant to the calculation of an applicable amount which are specified in Schedule 7 (applicable amounts in special cases) shall be as set out in Schedule 5 to this Order.

(9) The sums specified in any provision of the Income Support Regulations set out in column (1) of Schedule 6 to this Order are the sums set out in column (2) of that Schedule.

### **Income Support Transitional Protection**

17. Sums which are special transitional additions to income support payable in accordance with regulation 15 of the Income Support (Transitional) Regulations 1987(42) shall be increased by 1.6 per cent. of their amount apart from this Order.

### **The Relevant Sum for Income Support**

18. In section 126(7) of the Contributions and Benefits Act(43) (trade disputes: the relevant sum) the substituted sum is £28.50.

### **Housing Benefit**

19.—(1) The sums relevant to the calculation of an applicable amount as specified in the Housing Benefit Regulations shall be the sums set out in the following provisions of this article and Schedules 7 and 8 to this Order; and for this purpose references in this article to a numbered regulation or Schedule are, unless the context otherwise requires, references to a regulation of, or a Schedule to, the Housing Benefit Regulations bearing that number.

(2) In regulations 16(b), 17(c) and paragraphs 13A(2)(a) and 14(a) of Part III of Schedule 2 (applicable amounts), the sum specified is in each case £3,000.

(3) In regulation 18(1)(44) (patients)—

- (a) in sub-paragraphs (a), (b) and (d)(ii), for the sum of £16.90 there shall be substituted the sum of £18.15 in each case;
- (b) in sub-paragraphs (c)(i) and (d)(i), for the sum of £13.50 there shall be substituted the sum of £14.50 in each case; and
- (c) in sub-paragraph (c)(ii), for the sum of £33.80 there shall be substituted the sum of £36.30.

(4) In regulation 63(45) (non-dependant deductions)—

- (a) in paragraph (1)(a) the sum of £47.75 remains unchanged;
- (b) in paragraph (1)(b) the sum of £7.40 remains unchanged;
- (c) in paragraph (2)(a) for the sum of £81.00 there shall be substituted the sum of £84.00;
- (d) in paragraph (2)(b)—
  - (i) for the sum of £81.00 there shall be substituted the sum of £84.00,
  - (ii) for the sum of £120.00 there shall be substituted the sum of £125.00,
  - (iii) the sum of £17.00 remains unchanged;
- (e) in paragraph (2)(c)—

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(42) S.I. 1987/1969; relevant amending instruments are S.I. 1988/521 and 670, 1989/1626 and 1991/1600.

(43) See section 126(8) of the Contributions and Benefits Act.

(44) Relevant amending instrument is S.I. 1996/1803 and 2432.

(45) Relevant amending instruments are S.I. 1990/546, 1992/50 and 1996/2518.

- (i) for the sum of £120.00 there shall be substituted the sum of £125.00,
  - (ii) for the sum of £157.00 there shall be substituted the sum of £163.00,
  - (iii) the sum of £23.35 remains unchanged;
  - (f) in paragraph (2)(d)—
    - (i) for the sum of £157.00 there shall be substituted the sum of £163.00,
    - (ii) for the sum of £207.00 there shall be substituted the sum of £215.00,
    - (iii) the sum of £38.20 remains unchanged; and
  - (g) in paragraph (2)(e)—
    - (i) for the sum of £207.00 there shall be substituted the sum of £215.00,
    - (ii) for the sum of £259.00 there shall be substituted the sum of £269.00,
    - (iii) the sum of £43.50 remains unchanged.
- (5) In paragraph 1A of Part I of Schedule 1(46) (ineligible service charges), for the sums of £18.65, £18.65, £9.40, £12.40, £12.40, £6.25 and £2.25 there shall be substituted the sums of £18.95, £18.95, £9.55, £12.60, £12.60, £6.35 and £2.30 respectively.
- (6) The sums specified in Part I of Schedule 2 (applicable amounts: personal allowances) shall be as set out in Schedule 7 to this Order.
- (7) In paragraph 3 of Part II of Schedule 2(47) (applicable amounts: family premium)—
- (a) in sub-paragraph (a) the sum of £22.20 remains unchanged; and
  - (b) in sub-paragraph (b) for the sum of £14.25 there shall be substituted the sum of £14.50.
- (8) The sums specified in Part IV of Schedule 2 (applicable amounts: premiums) shall be as set out in Schedule 8 to this Order.

### **Council Tax Benefit**

**20.**—(1) The sums relevant to the calculation of an applicable amount as specified in the Council Tax Benefit Regulations shall be the sums set out in the following provisions of this article and Schedules 9 and 10 to this Order; and for this purpose references in this article to a numbered regulation or Schedule are, unless the context otherwise requires, references to a regulation of, or a Schedule to, the Council Tax Benefit Regulations bearing that number.

- (2) In regulations 8(b), 9(c) and paragraphs 14A(2)(a) and 15(a) of Part III of Schedule 1 (applicable amounts), the sum specified is in each case £3,000.
- (3) In regulation 10(1)(48) (patients)—
- (a) in sub-paragraphs (a), (b) and (d)(ii), for the sum of £16.90 there shall be substituted the sum of £18.15 in each case;
  - (b) in sub-paragraphs (c)(i) and (d)(i), for the sum of £13.50 there shall be substituted the sum of £14.50 in each case; and
  - (c) in sub-paragraph (c)(ii), for the sum of £33.80 there shall be substituted the sum of £36.30.
- (4) In regulation 52(49) (non-dependant deductions)—
- (a) in paragraph (1)(a) the sum of £6.95 remains unchanged;
  - (b) in paragraph (1)(b) the sum of £2.30 remains unchanged;

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(46) Paragraph 1A was inserted by S.I. 1988/1444 and amended by S.I. 1989/416 and 1997/65.

(47) Relevant amending instruments are S.I. 1996/1803 and 1998/766.

(48) Relevant amending instruments are S.I. 1993/688 and 1996/1803.

(49) Relevant amending instruments are S.I. 1996/2518 and 2000/440.

- (c) in paragraph (2)(a) for the sum of £120.00 there shall be substituted the sum of £125.00;
  - (d) in paragraph (2)(b)—
    - (i) for the sum of £120.00 there shall be substituted the sum of £125.00,
    - (ii) for the sum of £207.00 there shall be substituted the sum of £215.00,
    - (iii) the sum of £4.60 remains unchanged; and
  - (e) in paragraph (2)(c)—
    - (i) for the sum of £207.00 there shall be substituted the sum of £215.00,
    - (ii) for the sum of £259.00 there shall be substituted the sum of £269.00,
    - (iii) the sum of £5.80 remains unchanged.
- (5) The sums specified in Part I of Schedule 1 (applicable amounts: personal allowances) shall be as set out in Schedule 9 to this Order.
- (6) In paragraph 3 of Part II of Schedule 1 **(50)** (applicable amounts: family premium)—
- (a) in sub-paragraph (a) the sum of £22.20 remains unchanged; and
  - (b) in sub-paragraph (b) for the sum of £14.25 there shall be substituted the sum of £14.50.
- (7) The sums specified in Part IV of Schedule 1 (applicable amounts: premiums) shall be as set out in Schedule 10 to this Order.
- (8) In paragraph 1 of Schedule 2 (amount of alternative maximum council tax benefit)—
- (a) in sub-paragraph (2)(b)(i) for the sum of £120.00 there shall be substituted the sum of £125.00;
  - (b) in sub-paragraph (2)(b)(ii) for the sums of £120.00 and £157.00 there shall be substituted the sums of £125.00 and £163.00 respectively.

## PART IV

### JOBSEEKER'S ALLOWANCE

#### **Increase in age-related amounts of contribution-based Jobseeker's Allowance**

**21.** In regulation 79(1) of the Jobseeker's Allowance Regulations (weekly amounts of contribution-based jobseeker's allowance)—

- (a) in sub-paragraph (a) for the sum of £31.45 there shall be substituted the sum of £31.95;
- (b) in sub-paragraph (b) for the sum of £41.35 there shall be substituted the sum of £42.00; and
- (c) in sub-paragraph (c) for the sum of £52.20 there shall be substituted the sum of £53.05.

#### **Applicable amounts for Jobseeker's Allowance**

**22.—(1)** The sums relevant to the calculation of an applicable amount as specified in the Jobseeker's Allowance Regulations shall be the sums set out in the following provisions of this article and Schedules 11 to 18 to this Order; and for this purpose references in this article to a numbered regulation or Schedule are, unless the context otherwise requires, references to a regulation of, or a Schedule to, the Jobseeker's Allowance Regulations bearing that number.

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**(50)** Relevant amending instruments are S.I. [1996/1803](#) and [1998/766](#).

(2) In regulations 83(b), 84(1)(c), 85(1) and 148(1)(a)(ii), (b)(ii) and (iii), (c)(ii) and (d)(i), in paragraphs 15A(2)(a) and 16(a) of Part III of Schedule 1, and in paragraph 1(2) of Schedule 4, the sum specified is in each case £3,000.

(3) The sums specified in Part I of Schedule 1 (applicable amounts: personal allowances) shall be as set out in Schedule 11 to this Order.

(4) In paragraph 4 of Part II of Schedule 1(**51**) (applicable amounts: family premium)—

(a) in sub-paragraph (1)(a) the sum of £15.90 remains unchanged; and

(b) in sub-paragraph (1)(b) for the sum £14.25 there shall be substituted the sum of £14.50.

(5) The sums specified in Part IV of Schedule 1 (applicable amounts: weekly amounts of premiums) shall be as set out in Schedule 12 to this Order.

(6) The sums specified in Part IVB of Schedule 1(**52**) (applicable amounts: weekly amounts of premiums for joint-claim couples) shall be as set out in Schedule 13 to this Order.

(7) In paragraph 17 of Schedule 2(**53**) (housing costs: non-dependant deductions)—

(a) in sub-paragraph (1)(a) the sum of £47.75 remains unchanged;

(b) in sub-paragraph (1)(b) the sum of £7.40 remains unchanged;

(c) in sub-paragraph (2)(a) for the sum of £81.00 there shall be substituted the sum of £84.00;

(d) in sub-paragraph (2)(b)—

(i) for the sum of £81.00 there shall be substituted the sum of £84.00,

(ii) for the sum of £120.00 there shall be substituted the sum of £125.00,

(iii) the sum of £17.00 remains unchanged;

(e) in sub-paragraph (2)(c)—

(i) for the sum of £120.00 there shall be substituted the sum of £125.00,

(ii) for the sum of £157.00 there shall be substituted the sum of £163.00,

(iii) the sum of £23.35 remains unchanged;

(f) in sub-paragraph (2)(d)—

(i) for the sum of £157.00 there shall be substituted the sum of £163.00,

(ii) for the sum of £207.00 there shall be substituted the sum of £215.00,

(iii) the sum of £38.20 remains unchanged; and

(g) in sub-paragraph (2)(e)—

(i) for the sum of £207.00 there shall be substituted the sum of £215.00,

(ii) for the sum of £259.00 there shall be substituted the sum of £269.00,

(iii) the sum of £43.50 remains unchanged.

(8) Subject to paragraph (2) of this article, those sums relevant to the calculation of an applicable amount which are specified in Schedule 4 (applicable amounts of persons in residential care and nursing homes) shall be as set out in Schedule 14 to this Order.

(9) Subject to paragraph (2) of this article, those sums relevant to the calculation of an applicable amount which are specified in Schedule 4A(**54**) (applicable amounts of a joint-claim couple where a member is in a residential care or nursing home) shall be as set out in Schedule 15 to this Order.

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(51) Relevant amending instruments are S.I. 1996/1803 and 1998/766.

(52) Part IVB was inserted by S.I. 2000/1978.

(53) Relevant amending instrument is S.I. 1996/2518.

(54) Schedule 4A was inserted by S.I. 2000/1978.

(10) Those sums relevant to the calculation of an applicable amount which are specified in Schedule 5 (applicable amounts in special cases) shall be as set out in Schedule 16 to this Order.

(11) Those sums relevant to the calculation of an applicable amount which are specified in Schedule 5A<sup>(55)</sup> (applicable amounts of joint-claim couples in special cases) shall be as set out in Schedule 17 to this Order.

(12) The sums specified in any provision of the Jobseeker's Allowance Regulations set out in column (1) of Schedule 18 to this Order are the sums set out in column (2) of that Schedule.

### **The Prescribed Sum for Jobseeker's Allowance**

23. In regulation 172 of the Jobseeker's Allowance Regulations<sup>(56)</sup> (trade disputes: prescribed sum) the substituted sum is £28.50.

## **PART V REVOCATION**

### **Revocation**

24. The Social Security Benefits Up-rating Order 2000<sup>(57)</sup> is hereby revoked.

Signed by authority of the Secretary of State for Social Security.

2000

Minister of State,  
Department of Social Security

We consent,

2000

Two of the Lords Commissioners of Her  
Majesty's Treasury

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<sup>(55)</sup> Schedule 5A was inserted by S.I. [2000/1978](#).

<sup>(56)</sup> See section 15(6) of the Jobseekers Act 1995 (c. 18).

<sup>(57)</sup> S.I. [2000/440](#).