

SCHEDULE 1

Article 3(1)

PROVISIONS OF SCHEDULE 4 TO THE CONTRIBUTIONS AND BENEFITS ACT AS AMENDED BY THIS ORDER

PART I(1)

CONTRIBUTORY PERIODICAL BENEFITS

<i>Description of benefit</i>	<i>Weekly rate</i>
2. Short-term incapacity benefit.	(a) lower rate £71.10 (b) higher rate £84.15
2A. Long-term incapacity benefit.	£94.25
5. Category B retirement pension where section 48A(3) applies.	£61.20

PART II

BEREAVEMENT PAYMENT

Bereavement payment(2).	£2,000.00.
-------------------------	------------

PART III

NON-CONTRIBUTORY PERIODICAL BENEFITS

<i>Description of benefit</i>	<i>Weekly rate</i>
1. Attendance allowance.	(a) higher rate £73.60 (b) lower rate £49.30 (the appropriate rate being determined in accordance with section 65(3)).
2. Severe disablement allowance.	£62.95
3. Age related addition(3).	(a) higher rate £13.80 (b) middle rate £7.10 (c) lower rate £5.60 (the appropriate rate being determined in accordance with section 69(1)).

(1) Paragraph 2 was substituted, and paragraph 2A was inserted, by section 2(2) of the 1994 Act.

Paragraph 5 was amended by paragraph 21 of Schedule 4 to the Pensions Act 1995 (c. 26).

(2) Part II was substituted by section 54(2) of the 1999 Act.

(3) See S.I. 2008/3270 which modifies the effect of section 150 of the Administration Act so that these rates may be reduced.

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, *The Social Security Benefits Up-rating Order 2012* ISBN 978-0-11-151948-6

<i>Description of benefit</i>	<i>Weekly rate</i>
4. Carer's allowance(4).	£55.55
6. Category C retirement pension.	(a) lower rate £36.60 (b) higher rate £61.20 (the appropriate rate being determined in accordance with section 78(5)).
7. Category D retirement pension.	The higher rate for Category C retirement pensions under paragraph 6 above.
8. Age addition (to a pension of any category, and otherwise under section 79).	£0.25.

PART IV

INCREASES FOR DEPENDANTS

<i>Benefit to which increase applies (1)</i> (5)	<i>Increase for qualifying child (2)</i>	<i>Increase for adult dependant (3)</i>
	£	£
1A. Short-term incapacity benefit(6)—		
(a) where the beneficiary is under pensionable age;	11.35	42.65
(b) where the beneficiary is over pensionable age.	11.35	52.70
2. Long-term incapacity benefit.	11.35	54.75
4. Widowed mother's allowance.	11.35	—
4A. Widowed parent's allowance(7).	11.35	—
5. Category A or B retirement pension.	11.35	58.80
6. Category C retirement pension.	11.35	35.20
8. Severe disablement allowance.	11.35	32.90
9. Carer's allowance.	11.35	32.70

(4) Relevant amending instrument is [S.I. 2002/1457](#).

(5) The entries relating to widowed mother's allowance and widowed parent's allowance in column (1) and the increase for a qualifying child in column (2) were repealed by section 60 of, and Schedule 6 to, the Tax Credits Act. Articles 3 and 4 of [S.I. 2003/938](#) save the repealed provisions in certain circumstances.

(6) Paragraph 1A was inserted, and paragraph 2 substituted, by section 2(6) of the 1994 Act.

(7) Paragraph 4A was inserted by paragraph 14 of Schedule 8 to the 1999 Act.

PART V
RATES OF INDUSTRIAL INJURIES BENEFIT

<i>Description of benefit, etc.</i>	<i>Rate</i>																																				
1. Disablement pension (weekly rates).	<p>For the several degrees of disablement set out in column (1) of the following Table, the respective amounts in that Table, using—</p> <p>(a) column (2) for any period during which the beneficiary is over the age of 18 or is entitled to an increase of benefit in respect of a dependant⁽⁸⁾;</p> <p>(b) column (3) for any period during which the beneficiary is not over the age of 18 and not so entitled;</p> <p style="text-align: center;">TABLE</p> <table style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th style="text-align: left;"><i>Degree of Disablement</i></th> <th style="text-align: left;"><i>of Amount</i></th> <th></th> </tr> <tr> <th style="text-align: left;"><i>(1)</i></th> <th style="text-align: left;"><i>(2)</i></th> <th style="text-align: left;"><i>(3)</i></th> </tr> <tr> <th style="text-align: left;"><i>Per cent.</i></th> <th style="text-align: left;"><i>£</i></th> <th style="text-align: left;"><i>£</i></th> </tr> </thead> <tbody> <tr><td>100</td><td>150.30</td><td>92.10</td></tr> <tr><td>90</td><td>135.27</td><td>82.89</td></tr> <tr><td>80</td><td>120.24</td><td>73.68</td></tr> <tr><td>70</td><td>105.21</td><td>64.47</td></tr> <tr><td>60</td><td>90.18</td><td>55.26</td></tr> <tr><td>50</td><td>75.15</td><td>46.05</td></tr> <tr><td>40</td><td>60.12</td><td>36.84</td></tr> <tr><td>30</td><td>45.09</td><td>27.63</td></tr> <tr><td>20</td><td>30.06</td><td>18.42</td></tr> </tbody> </table>	<i>Degree of Disablement</i>	<i>of Amount</i>		<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>Per cent.</i>	<i>£</i>	<i>£</i>	100	150.30	92.10	90	135.27	82.89	80	120.24	73.68	70	105.21	64.47	60	90.18	55.26	50	75.15	46.05	40	60.12	36.84	30	45.09	27.63	20	30.06	18.42
<i>Degree of Disablement</i>	<i>of Amount</i>																																				
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>																																			
<i>Per cent.</i>	<i>£</i>	<i>£</i>																																			
100	150.30	92.10																																			
90	135.27	82.89																																			
80	120.24	73.68																																			
70	105.21	64.47																																			
60	90.18	55.26																																			
50	75.15	46.05																																			
40	60.12	36.84																																			
30	45.09	27.63																																			
20	30.06	18.42																																			
2. Maximum increase of weekly rate of disablement pension where constant attendance needed.	<p>(a) except in cases of £60.20; exceptionally severe disablement</p> <p>(b) in any case £120.40.</p>																																				
3. Increase of weekly rate of disablement pension (exceptionally severe disablement).	£60.20.																																				
4. Maximum of aggregate of weekly benefit payable for successive accidents.	(a) for any period during which the beneficiary is £150.30;																																				

⁽⁸⁾ The words “child or adult” were omitted by paragraph 15(2) of Schedule 1 to the 2005 Act.

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, *The Social Security Benefits Up-rating Order 2012* ISBN 978-0-11-151948-6

Description of benefit, etc.	Rate
	<p>over the age of 18 or is entitled to an increase in benefit in respect of a dependant⁽⁹⁾</p> <p>(b) for any period during which the beneficiary is not over the age of 18 and not so entitled £92.10.</p>
5. Unemployability supplement under paragraph 2 of Schedule 7.	£92.90.
6. Increase under paragraph 3 of Schedule 7 of weekly rate of unemployability supplement.	<p>(a) if on the qualifying date the beneficiary was under the age of 35 or if that date fell before 5th July 1948 £19.25;</p> <p>(b) if head (a) above does not apply and on the qualifying date the beneficiary was under the age of 40 and he had not attained pensionable age before 6th April 1979 £19.25;</p> <p>(c) if heads (a) and (b) above do not apply and on the qualifying date the beneficiary was under the age of 45 £12.40;</p> <p>(d) if heads (a), (b) and (c) above do not apply and on the qualifying date the beneficiary was under the age of 50 and had not attained pensionable age before 6th April 1979 £12.40;</p> <p>(e) in any other case £6.20.</p>
7. Increase under paragraph 4 of Schedule 7 of weekly rate of disablement pension.	£11.35.
8. Increase under paragraph 6 of Schedule 7 of weekly rate of disablement pension.	£55.55.
9. Maximum disablement gratuity under paragraph 9 of Schedule 7.	£9,980.00.
10. Widow's pension (weekly rates).	(a) initial rate ⁽¹⁰⁾ £57.65;

⁽⁹⁾ The words "child or adult" were omitted by paragraph 15(2) of Schedule 1 to the 2005 Act.

⁽¹⁰⁾ Widow's pension is payable in relation only to deaths occurring before 11th April 1988 (paragraph 14(1) of Schedule 7 to the Contributions and Benefits Act). The initial rate relates only to the period of 26 weeks following the date of the deceased's

<i>Description of benefit, etc.</i>	<i>Rate</i>
	(b) higher permanent rate £102.15; (c) lower permanent rate 30 per cent. of the first sum specified in section 44(4) (Category A basic retirement pension) (the appropriate rate being determined in accordance with paragraph 16 of Schedule 7).
11. Widower's pension (weekly rate).	£102.15.
12. Weekly rate of allowance in respect of children and qualifying young persons ⁽¹¹⁾ under paragraph 18 of Schedule 7.	In respect of each child or qualifying young person £11.35.

SCHEDULE 2

Article 17(3)

PART I OF SCHEDULE 2 TO THE INCOME SUPPORT REGULATIONS AS AMENDED BY THIS ORDER

PART I

PERSONAL ALLOWANCES

1. The weekly amounts specified in column (2) below in respect of each person or couple specified in column (1) shall be the weekly amounts specified for the purposes of regulations 17(1) and 18(1) (applicable amounts and polygamous marriages)—

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(1)(12) Single claimant aged—	(1)
(a) except where head (b) or (c) of this sub-paragraph applies, less than 18;	(a) £53.45;
(b) less than 18 who falls within any of the circumstances specified in paragraph 1A(13);	(b) £53.45;
(c) less than 18 who satisfies the condition in paragraph 11(1)(a);	(c) £53.45;
(d) not less than 18 but less than 25;	(d) £53.45;
(e) not less than 25.	(e) £67.50.

death (paragraph 16(1) of that Schedule). The rate stated is therefore the rate applicable for the 26 weeks following 10th April 1988.

(11) Paragraph 12 was amended by paragraph 15(3) of Schedule 1 to the 2005 Act which inserted the words “and qualifying young persons” and substituted the words “child or qualifying young person”.

(12) Sub-paragraphs (1) and (2) were substituted by S.I. 1990/1168 and amended by S.I. 1996/206 and 2007/719.

(13) Paragraph 1A of Part 1 of Schedule 2 was inserted by S.I. 1996/206.

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, The Social Security Benefits Up-rating Order 2012 ISBN 978-0-11-151948-6

(1) <i>Person or Couple</i>	(2) <i>Amount</i>
(2) Lone parent aged— <ul style="list-style-type: none"> (a) except where head (b) or (c) of this sub-paragraph applies, less than 18; (b) less than 18 who falls within any of the circumstances specified in paragraph 1A; (c) less than 18 who satisfies the condition in paragraph 11(1)(a); (d) not less than 18. 	(2) <ul style="list-style-type: none"> (a) £53.45; (b) £53.45; (c) £53.45; (d) £67.50.
(3)(14) Couple— <ul style="list-style-type: none"> (a) where both members are aged less than 18 and— <ul style="list-style-type: none"> (i) at least one of them is treated as responsible for a child; or (ii) had they not been members of a couple, each would have qualified for income support under regulation 4ZA or income-related employment and support allowance; or (iii) the claimant's partner satisfies the requirements of section 3(1)(f)(iii) of the Jobseekers Act 1995 (prescribed circumstances for persons aged 16 but less than 18); or (iv) there is in force in respect of the claimant's partner a direction under section 16 of the Jobseekers Act 1995 (persons under 18: severe hardship); (b) where both members are aged less than 18 and head (a) does not apply but one member of the couple falls within any of the circumstances specified in paragraph 1A; (c) where both members are aged less than 18 and heads (a) and (b) do not apply; (d) where both members are aged not less than 18; (e) where one member is aged not less than 18 and the other member is a person under 18 who— <ul style="list-style-type: none"> (i) qualifies for income support under regulation 4ZA or income-related employment and support allowance, or who would so qualify if he were not a member of a couple; or (ii) satisfies the requirements of section 3(1)(f)(iii) of the Jobseekers Act 1995 (prescribed circumstances for persons aged 16 but less than 18); or (iii) is the subject of a direction under section 16 of the Jobseekers Act 1995 (persons under 18: severe hardship); (f) where the claimant is aged not less than 18 but less than 25 and his partner is a person under 18 who— 	(3) <ul style="list-style-type: none"> (a) £80.75; (b) £53.45; (c) £53.45; (d) £105.95; (e) £105.95; (f) £53.45;

(14) Sub-paragraph (3) was substituted by [S.I. 1996/206](#) and amended by [S.I. 2010/641](#).

(1) <i>Person or Couple</i>	(2) <i>Amount</i>
<p>(i) would not qualify for income support under regulation 4ZA or income-related employment and support allowance if he were not a member of a couple; and</p> <p>(ii) does not satisfy the requirements of section 3(1)(f)(iii) of the Jobseekers Act 1995 (prescribed circumstances for persons aged 16 but less than 18); and</p> <p>(iii) is not the subject of a direction under section 16 of the Jobseekers Act 1995 (persons under 18: severe hardship);</p> <p>(g) where the claimant is aged not less than 25 and his partner is a person under 18 who—</p> <p>(i) would not qualify for income support under regulation 4ZA or income-related employment and support allowance if he were not a member of a couple; and</p> <p>(ii) does not satisfy the requirements of section 3(1)(f)(iii) of the Jobseekers Act 1995 (prescribed circumstances for persons aged 16 but less than 18); and</p> <p>(iii) is not the subject of a direction under section 16 of the Jobseekers Act 1995 (persons under 18: severe hardship).</p>	<p>(g) £67.50.</p>

2.—(1) (15) The weekly amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the weekly amounts specified for the purposes of regulations 17(1)(b) and 18(1)(c).

(1) <i>Child or Young Person</i>	(2) <i>Amount</i>
<p>Person in respect of the period—</p> <p>(a) beginning on that person’s date of birth and ending on the day preceding the first Monday in September following that person’s sixteenth birthday;</p> <p>(b) beginning on the first Monday in September following that person’s sixteenth birthday and ending on the day preceding that person’s twentieth birthday.</p>	<p>(a) £62.33;</p> <p>(b) £62.33.</p>

(15) Relevant amending instruments are [S.I. 1996/2545](#), [1999/2555](#), [2003/455](#), [2006/718](#) and [2010/793](#).

SCHEDULE 3

Article 17(5)

PART IV OF SCHEDULE 2 TO THE INCOME SUPPORT
REGULATIONS AS AMENDED BY THIS ORDER

PART IV

WEEKLY AMOUNTS OF PREMIUMS SPECIFIED IN PART III

<i>(1)</i> <i>Premium</i>	<i>(2)</i> <i>Amount</i>
15.—(2)(16) Pensioner premium for persons to whom paragraph 9 applies.	(2) £103.75.
(2A) Pensioner premium for persons to whom paragraph 9A applies.	(2A) £103.75.
(3) Higher pensioner premium for persons to whom paragraph 10 applies.	(3) £103.75.
(4)(17) Disability Premium—	(4)
(a) where the claimant satisfies the condition in paragraph 11(1)(a);	(a) £28.85;
(b) where the claimant satisfies the condition in paragraph 11(1)(b).	(b) £41.10.
(5) Severe Disability Premium—	(5)
(a) where the claimant satisfies the condition in paragraph 13(2)(a);	(a) £55.30;
(b) where the claimant satisfies the condition in paragraph 13(2)(b)—	(b)
(i) if there is someone in receipt of a carer's allowance(18) or if he or any partner satisfies that condition only by virtue of paragraph 13(3A);	(i) £55.30;
(ii) if no-one is in receipt of such an allowance.	(ii) £110.60.
(6) Disabled Child Premium.	(6) £53.62 in respect of each child or young person in respect of whom the condition specified in paragraph 14 is satisfied.
(7)(19) Carer Premium.	(7) £31.00 in respect of each person who satisfied the condition specified in paragraph 14ZA.

(16) Sub-paragraphs (2), (2A) and (3) were substituted by [S.I. 2002/3019](#).

(17) Relevant amending instrument is [S.I. 2007/719](#).

(18) Relevant amending instrument is [S.I. 2002/2497](#).

(19) Sub-paragraph (7) was added by [S.I. 1990/1776](#).

(1) Premium	(2) Amount
(8)(20) Enhanced disability premium where the conditions in paragraph 13A are satisfied.	<p>(8)</p> <p>(a) £21.63 in respect of each child or young person in respect of whom the conditions specified in paragraph 13A are satisfied;</p> <p>(b) £14.05 in respect of each person who is neither—</p> <p style="padding-left: 40px;">(i) a child or young person; nor</p> <p style="padding-left: 40px;">(ii) a member of a couple or a polygamous marriage,</p> <p style="padding-left: 40px;">in respect of whom the conditions specified in paragraph 13A are satisfied;</p> <p>(c) £20.25 where the claimant is a member of a couple or a polygamous marriage and the conditions specified in paragraph 13A are satisfied in respect of a member of that couple or polygamous marriage.</p>

(20) Sub-paragraph (8) was added by [S.I. 2000/2629](#) and amended by [S.I. 2003/455](#).

SCHEDULE 4

Article 17(7)

APPLICABLE AMOUNTS SPECIFIED IN THE INCOME SUPPORT REGULATIONS

(1) Provision in Income Support Regulations	(2) Specified Sum
Regulation 22A(1)(21)	Applicable amount to be reduced by a sum equivalent to 20 per cent. of the specified amount.
Schedule 3(22), paragraph 5(3)	The relevant fraction shall be obtained in accordance with the formula— $\frac{A}{A + B}$
Schedule 3, paragraph 6(1)(b)(23)	Half the amount which would fall to be met by applying the provisions of sub-paragraph (a).
Schedule 3, paragraph 6(1)(c)	Nil.
Schedule 3, paragraph 7(8)	100 per cent. of eligible interest.
Schedule 3, paragraph 8(1)(b)	Nil.
Schedule 3, paragraph 10(24)	The weekly amount of housing costs is the amount calculated by applying the formula— $\frac{A \times B}{52}$
Schedule 3, paragraph 11(5)(25)	£100,000.
Schedule 3, paragraph 11(7)(a)	A sum determined by applying the formula $P \times Q.$
Schedule 3, paragraph 11(11)(26)	The qualifying portion of a loan shall be determined by applying the formula— $R \times \frac{S}{T}$
Schedule 3, paragraph 12(2)(27)	The standard rate is to be the average mortgage rate published by the Bank of England in August 2010. It is to be varied each time that sub-paragraph (2B) applies

(21) Regulation 22A was inserted by S.I. 1996/206 and paragraph (1) was amended by S.I. 1999/2422 and 3109 and 2001/3767.

(22) Schedule 3 was substituted by S.I. 1995/1613.

(23) Relevant amending instrument is S.I. 1995/2927.

(24) Paragraph 10 was substituted by S.I. 2001/3651 and amended by S.I. 2004/2825.

(25) See S.I. 2008/3195 which modifies paragraph 11(5) so that it applies as if the reference to “£100,000” were to “£200,000” in relation to certain persons.

(26) Paragraph 11(11) was inserted by S.I. 1995/2927.

(27) Relevant amending instruments are S.I. 2004/2825, 2007/3183, 2008/3195 and 2010/1811.

(1) <i>Provision in Income Support Regulations</i>	(2) <i>Specified Sum</i>
	such that the average mortgage rate published on the reference day then becomes the new standard rate in accordance with subparagraph (2D).
Schedule 7, paragraph 2A (28)	Nil.
Schedule 7, paragraph 7	Nil.
Schedule 7, paragraph 8(a)	Nil.
Schedule 7, paragraph 17 (29)	Nil.

SCHEDULE 5

Article 20(6)

PART 1 OF SCHEDULE 3 TO THE HOUSING BENEFIT REGULATIONS AS AMENDED BY THIS ORDER

PART 1

Personal Allowances

1. (30) The amounts specified in column (2) below in respect of each person or couple specified in column (1) shall be the amounts specified for the purposes of regulations 22(a) and 23(a) and (b)—

<i>Column (1)</i> <i>Person or couple</i>		<i>Column (2)</i> <i>Amount</i>	
(1)	A single claimant who—	(1)	
	(a) is entitled to main phase employment and support allowance;	(a)	£67.50;
	(b) is aged not less than 25;	(b)	£67.50;
	(c) is aged less than 25.	(c)	£53.45.
(2)	Lone parent who—	(2)	
	(a) is entitled to main phase employment and support allowance;	(a)	£67.50;
	(b) is aged not less than 18; or	(b)	£67.50;
	(c) is aged less than 18.	(c)	£53.45.
(3)	Couple where—	(3)	
	(a) the claimant is entitled to main phase employment and support allowance;	(a)	£105.95;

(28) Paragraph 2A was substituted by [S.I. 2005/3360](#).

(29) Relevant amending instrument is [S.I. 2000/636](#).

(30) Relevant amending instruments are [S.I. 2008/1082](#) and [2010/793](#).

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, *The Social Security Benefits Up-rating Order 2012* ISBN 978-0-11-151948-6

<i>Column (1)</i> <i>Person or couple</i>		<i>Column (2)</i> <i>Amount</i>		
	(b)	at least one member is aged not less than 18;	(b)	£105.95;
	(c)	both members are aged less than 18.	(c)	£80.75.

2.—(1) (31) The amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the amounts specified for the purposes of regulations 22(b) and 23(c)—

<i>Column (1)</i> <i>Child or Young Person</i>	<i>Column (2)</i> <i>Amount</i>
Person in respect of the period—	
(a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's sixteenth birthday;	(a) £62.33;
(b) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's twentieth birthday.	(b) £62.33.

SCHEDULE 6

Article 20(8)

PART 4 OF SCHEDULE 3 TO THE HOUSING BENEFIT REGULATIONS AS AMENDED BY THIS ORDER

PART 4

Amounts of premiums specified in Part 3

<i>Premium</i>	<i>Amount</i>
20.—(5) Disability Premium—	(5)
(a) where the claimant satisfies the condition in paragraph 12(a);	(a) £28.85;
(b) where the claimant satisfies the condition in paragraph 12(b).	(b) £41.10.
(6) Severe Disability Premium—	(6)
(a) where the claimant satisfies the condition in paragraph 14(2)(a);	(a) £55.30;
(b) where the claimant satisfies the condition in paragraph 14(2)(b)—	

(31) Relevant amending instruments are [S.I. 2006/718](#) and [2010/793](#).

<i>Premium</i>	<i>Amount</i>
<p>(i) in a case where there is someone in receipt of a carer's allowance or if he or any partner satisfies that condition only by virtue of paragraph 14(5);</p> <p>(ii) in a case where there is no-one in receipt of such an allowance.</p>	<p>(b) (i) £55.30;</p> <p>(b) (ii) £110.60.</p>
(7) Disabled Child Premium.	(7) £53.62 in respect of each child or young person in respect of whom the condition specified in paragraph 16 of Part 3 of this Schedule is satisfied.
(8) Carer Premium.	(8) £31.00 in respect of each person who satisfies the condition specified in paragraph 17.
(9) Enhanced disability premium.	<p>(9)</p> <p>(a) £21.63 in respect of each child or young person in respect of whom the conditions specified in paragraph 15 are satisfied;</p> <p>(b) £14.05 in respect of each person who is neither—</p> <p>(i) a child or young person; nor</p> <p>(ii) a member of a couple or a polygamous marriage,</p> <p>in respect of whom the conditions specified in paragraph 15 are satisfied;</p> <p>(c) £20.25 where the claimant is a member of a couple or a polygamous marriage and the conditions specified in paragraph 15 are satisfied in respect of a member of that couple or polygamous marriage.</p>

SCHEDULE 7

Article 21(6)

PART 1 OF SCHEDULE 3 TO THE HOUSING BENEFIT
(SPC) REGULATIONS AS AMENDED BY THIS ORDER

PART 1

Personal Allowances

1. (32) The amount specified in column (2) below in respect of each person or couple specified in column (1) shall be the amount specified for the purposes of regulation 22—

<i>Column (1)</i> <i>Person, couple or polygamous marriage</i>	<i>Column (2)</i> <i>Amount</i>
(1) Single claimant or lone parent— (a) aged under 65; (b) aged 65 or over.	(1) (a) £137.35; (b) £157.90.
(2) Couple— (a) both members aged under 65; (b) one member or both members aged 65 or over.	(2) (a) £209.70; (b) £236.80.
(3) If the claimant is a member of a polygamous marriage and none of the members of the marriage have attained the age of 65— (a) for the claimant and the other party to the marriage; (b) for each additional spouse who is a member of the same household as the claimant.	(3) (a) £209.70; (b) £72.35.
(4) If the claimant is a member of a polygamous marriage and one or more members of the marriage are aged 65 or over— (a) for the claimant and the other party to the marriage; (b) for each additional spouse who is a member of the same household as the claimant.	(4) (a) £236.80; (b) £78.90.

2.—(1) (33) The amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the amounts specified for the purposes of regulation 22—

<i>Column (1)</i> <i>Child or Young Person</i>	<i>Column (2)</i> <i>Amount</i>
Person in respect of the period— (a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's sixteenth birthday;	(a) £62.33;

(32) Relevant amending instrument is [S.I. 2010/793](#).

(33) Relevant amending instruments are [S.I. 2006/718](#) and [2010/793](#).

<i>Column (1)</i> <i>Child or Young Person</i>	<i>Column (2)</i> <i>Amount</i>
(b) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's twentieth birthday.	(b) £62.33.

SCHEDULE 8

Article 21(8)

PART 4 OF SCHEDULE 3 TO THE HOUSING BENEFIT
(SPC) REGULATIONS AS AMENDED BY THIS ORDER

PART 4

Amounts of premiums specified in Part 3

<i>Premium</i>	<i>Amount</i>
12. —(1) Severe disability premium—	(1)
(a) where the claimant satisfies the condition in paragraph 6(2)(a);	(a) £55.30;
(b) where the claimant satisfies the condition in paragraph 6(2)(b)—	
(i) in a case where there is someone in receipt of a carer's allowance or if he or any partner satisfies that condition only by virtue of paragraph 6(7);	(b) (i) £55.30;
(ii) in a case where there is no-one in receipt of such an allowance.	(b) (ii) £110.60.
(2) Enhanced disability premium.	(2) £21.63 in respect of each child or young person in respect of whom the conditions specified in paragraph 7 are satisfied.
(3) Disabled child premium.	(3) £53.62 in respect of each child or young person in respect of whom the condition specified in paragraph 8 is satisfied.
(4) Carer premium.	(4) £31.00 in respect of each person who satisfies the condition specified in paragraph 9.

SCHEDULE 9

Article 22(4)

PART 1 OF SCHEDULE 1 TO THE COUNCIL TAX
BENEFIT REGULATIONS AS AMENDED BY THIS ORDER

PART 1

Personal allowances

1. (34) The amounts specified in column (2) below in respect of each person or couple specified in column (1) shall be the amounts specified for the purposes of regulations 12(a) and 13(a) and (b)—

<i>Column (1)</i> <i>Person or Couple</i>		<i>Column (2)</i> <i>Amount</i>	
(1)	A single claimant who—	(1)	
	(a) is entitled to main phase employment and support allowance;	(a)	£67.50;
	(b) is aged not less than 25;	(b)	£67.50;
	(c) is aged not less than 18 but less than 25.	(c)	£53.45.
(2)	Lone parent.	(2)	£67.50.
(3)	Couple.	(3)	£105.95.

2.—(1) (35) The amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the amounts specified for the purposes of regulations 12(b) and 13(c)—

<i>Column (1)</i> <i>Child or Young Person</i>	<i>Column (2)</i> <i>Amount</i>
Person in respect of the period—	
(a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's sixteenth birthday;	(a) £62.33;
(b) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's twentieth birthday.	(b) £62.33.

(34) Relevant amending instruments are [S.I. 2008/1082](#) and [2010/793](#).

(35) Relevant amending instruments are [S.I. 2006/718](#) and [2010/793](#).

SCHEDULE 10

Article 22(6)

PART 4 OF SCHEDULE 1 TO THE COUNCIL TAX
BENEFIT REGULATIONS AS AMENDED BY THIS ORDER

PART 4

Amounts of premiums specified in Part 3

<i>Premium</i>	<i>Amount</i>
20.—(5)(36) Disability Premium—	(5)
(a) where the claimant satisfies the condition in paragraph 12(a);	(a) £28.85;
(b) where the claimant satisfies the condition in paragraph 12(b).	(b) £41.10.
(6) Severe Disability Premium—	(6)
(a) where the claimant satisfies the condition in paragraph 14(2)(a);	(a) £55.30;
(b) where the claimant satisfies the condition in paragraph 14(2)(b)—	
(i) in a case where there is someone in receipt of a carer's allowance or if he or any partner satisfies that condition only by virtue of paragraph 14(5);	(b) (i) £55.30;
(ii) in a case where there is no-one in receipt of such an allowance.	(b) (ii) £110.60.
(7) Disabled Child Premium.	(7) £53.62 in respect of each child or young person in respect of whom the condition specified in paragraph 16 of Part 3 of this Schedule is satisfied.
(8) Carer Premium.	(8) £31.00 in respect of each person who satisfies the condition specified in paragraph 17.
(9) Enhanced disability premium.	(9)
	(a) £21.63 in respect of each child or young person in respect of whom the conditions specified in paragraph 15 are satisfied;
	(b) £14.05 in respect of each person who is neither—

(36) Relevant amending instruments are [S.I. 2008/1042](#) and [2010/793](#).

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, The Social Security Benefits Up-rating Order 2012 ISBN 978-0-11-151948-6

<i>Premium</i>	<i>Amount</i>
	(i) a child or young person; nor
	(ii) a member of a couple or a polygamous marriage, in respect of whom the conditions specified in paragraph 15 are satisfied;
	(c) £20.25 where the claimant is a member of a couple or a polygamous marriage and the conditions specified in paragraph 15 are satisfied in respect of a member of that couple or polygamous marriage.

SCHEDULE 11

Article 23(4)

PART 1 OF SCHEDULE 1 TO THE COUNCIL TAX BENEFIT (SPC) REGULATIONS AS AMENDED BY THIS ORDER

PART 1

Personal Allowances

1. (37) The amount specified in column (2) below in respect of each person or couple specified in column (1) shall be the amount specified for the purposes of regulation 12—

<i>Column (1) Person, couple or polygamous marriage</i>	<i>Column (2) Amount</i>
(1) Single claimant or lone parent— (a) aged under 65; (b) aged 65 or over.	(1) (a) £137.35; (b) £157.90.
(2) Couple— (a) both members aged under 65; (b) one member or both members aged 65 or over.	(2) (a) £209.70; (b) £236.80.

(37) Relevant amending instrument is [S.I. 2010/793](#).

<i>Column (1)</i> <i>Person, couple or polygamous marriage</i>	<i>Column (2)</i> <i>Amount</i>
(3) If the claimant is a member of a polygamous marriage and none of the members of the marriage have attained the age of 65— (a) for the claimant and the other party to the marriage; (b) for each additional spouse who is a member of the same household as the claimant.	(3) (a) £209.70; (b) £72.35.
(4) If the claimant is a member of a polygamous marriage and one or more members of the marriage are aged 65 or over— (a) for the claimant and the other party to the marriage; (b) for each additional spouse who is a member of the same household as the claimant.	(4) (a) £236.80; (b) £78.90.

2.—(1) (38) The amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the amounts specified for the purposes of regulation 12(1)(b)—

<i>Column (1)</i> <i>Child or young person</i>	<i>Column (2)</i> <i>Amount</i>
Person in respect of the period— (a) beginning on that person’s date of birth and ending on the day preceding the first Monday in September following that person’s sixteenth birthday; (b) beginning on the first Monday in September following that person’s sixteenth birthday and ending on the day preceding that person’s twentieth birthday.	(a) £62.33; (b) £62.33.

SCHEDULE 12

Article 23(6)

PART 4 OF SCHEDULE 1 TO THE COUNCIL TAX BENEFIT (SPC) REGULATIONS AS AMENDED BY THIS ORDER

PART 4

Amounts of premiums specified in Part 3

<i>Premium</i>	<i>Amount</i>
12.—(1) Severe Disability Premium— (a) where the claimant satisfies the condition in paragraph 6(2)(a);	(1) (a) £55.30;

(38) Relevant amending instruments are [S.I. 2006/718](#) and [2010/793](#).

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, The Social Security Benefits Up-rating Order 2012 ISBN 978-0-11-151948-6

<i>Premium</i>	<i>Amount</i>
(b) where the claimant satisfies the condition in paragraph 6(2)(b)— <ul style="list-style-type: none"> (i) in a case where there is someone in receipt of a carer's allowance or if he or any partner satisfies that condition only by virtue of paragraph 6(7); (ii) in a case where there is no-one in receipt of such an allowance. 	(b) <ul style="list-style-type: none"> (i) £55.30; (ii) £110.60.
(2) Enhanced disability premium.	(2) £21.63 in respect of each child or young person in respect of whom the conditions specified in paragraph 7 are satisfied.
(3) Disabled Child Premium.	(3) £53.62 in respect of each child or young person in respect of whom the condition specified in paragraph 8 is satisfied.
(4) Carer Premium.	(4) £31.00 in respect of each person who satisfies the condition specified in paragraph 9.

SCHEDULE 13

Article 25(3)

PART 1 OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE
REGULATIONS AS AMENDED BY THIS ORDER

PART 1

Personal Allowances

1. (39) The weekly amounts specified in column (2) below in respect of each person or couple specified in column (1) shall be the weekly amounts specified for the purposes of regulations 83, 84(1), 86A and 86B (applicable amounts and polygamous marriages)—

<i>(1) Person or Couple</i>	<i>(2) Amount</i>
(1) Single claimant aged— <ul style="list-style-type: none"> (a) except where head (b) or (c) of this subparagraph applies, less than 18; (b) less than 18 who falls within paragraph (2) of regulation 57 and who— 	(1) <ul style="list-style-type: none"> (a) £53.45; (b) £53.45;

(39) Relevant amending instruments are [S.I. 1996/1516](#), [2000/1978](#), [2005/2877](#), [2007/719](#), [2008/698](#) and [1554](#), [2009/1575](#) and [2010/793](#).

(1) Person or Couple	(2) Amount
<ul style="list-style-type: none"> (i) is a person to whom regulation 59, 60 or 61 applies; or (ii) is the subject of a direction under section 16; (c) less than 18 who satisfies the condition in paragraph 13(1)(a) of Part 3; (d) not less than 18 but less than 25; (e) not less than 25. 	<ul style="list-style-type: none"> (c) £53.45; (d) £53.45; (e) £67.50.
<p>(2) Lone parent aged—</p> <ul style="list-style-type: none"> (a) except where head (b) or (c) of this subparagraph applies, less than 18; (b) less than 18 who falls within paragraph (2) of regulation 57 and who— <ul style="list-style-type: none"> (i) is a person to whom regulation 59, 60 or 61 applies; or (ii) is the subject of a direction under section 16; (c) less than 18 who satisfies the condition in paragraph 13(1)(a) of Part 3; (d) not less than 18. 	<p>(2)</p> <ul style="list-style-type: none"> (a) £53.45; (b) £53.45; (c) £53.45; (d) £67.50.
<p>(3) Couple—</p> <ul style="list-style-type: none"> (a) where both members are aged less than 18 and— <ul style="list-style-type: none"> (i) at least one of them is treated as responsible for a child; or (ii) had they not been members of a couple, each would have been a person to whom regulation 59, 60 or 61 (circumstances in which a person aged 16 or 17 is eligible for a jobseeker’s allowance) applied; or (iii) had they not been members of a couple, the claimant would have been a person to whom regulation 59, 60 or 61 (circumstances in which a person aged 16 or 17 is eligible for a jobseeker’s allowance) applied and his partner satisfies the requirements for entitlement to income support or an income-related employment and support allowance other than the requirement to make a claim for it; or 	<p>(3)</p> <ul style="list-style-type: none"> (a) £80.75;

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, *The Social Security Benefits Up-rating Order 2012* ISBN 978-0-11-151948-6

(1) <i>Person or Couple</i>	(2) <i>Amount</i>
<ul style="list-style-type: none"> (iv) they are married or civil partners, and one member of the couple is a person to whom regulation 59, 60 or 61 applies and the other member is registered in accordance with regulation 62; or (iva) they are married or civil partners, and each member of the couple is a person to whom regulation 59, 60 or 61 applies; or (v) there is a direction under section 16 (jobseeker's allowance in cases of severe hardship) in respect of each member; or (vi) there is a direction under section 16 in respect of one of them and the other is a person to whom regulation 59, 60 or 61 applies; or (vii) there is a direction under section 16 in respect of one of them and the other satisfies requirements for entitlement to income support or an income-related employment and support allowance other than the requirement to make a claim for it; 	
<ul style="list-style-type: none"> (b) where both members are aged less than 18 and head (a) does not apply but one member of the couple falls within paragraph (2) of regulation 57 and either— <ul style="list-style-type: none"> (i) is a person to whom regulation 59, 60 or 61 applies; or (ii) is the subject of a direction under section 16 of the Act; 	(b) £53.45;
<ul style="list-style-type: none"> (c) where both members are aged less than 18 and neither head (a) nor (b) applies but one member of the couple— <ul style="list-style-type: none"> (i) is a person to whom regulation 59, 60 or 61 applies; or (ii) is the subject of a direction under section 16; 	(c) £53.45;
<ul style="list-style-type: none"> (d) where both members are aged less than 18 and none of heads (a), (b) or (c) apply but one member of the couple is a person who satisfies the requirements of paragraph 13(1)(a); 	(d) £53.45;

(1) <i>Person or Couple</i>	(2) <i>Amount</i>
<p>(e) where—</p> <ul style="list-style-type: none"> (i) both members are aged not less than 18; or (ii) one member is aged not less than 18 and the other member is a person who is— <ul style="list-style-type: none"> (aa) under 18, and (bb) treated as responsible for a child; <p>(f) where paragraph (e) does not apply and one member is aged not less than 18 and the other member is a person under 18 who—</p> <ul style="list-style-type: none"> (i) is a person to whom regulation 59, 60 or 61 applies; or (ii) is the subject of a direction under section 16; or (iii) satisfies requirements for entitlement to income support or who would do so if he were not a member of a couple, other than the requirement to make a claim for it; or (iv) satisfies requirements for entitlement to an income-related employment and support allowance other than the requirement to make a claim for it; <p>(g) where one member is aged not less than 18 but less than 25 and the other member is a person under 18—</p> <ul style="list-style-type: none"> (i) to whom none of the regulations 59 to 61 applies; or (ii) who is not the subject of a direction under section 16; and (iii) does not satisfy requirements for entitlement to income support or an income-related employment and support allowance disregarding the requirement to make a claim for it; <p>(h) where one member is aged not less than 25 and the other member is a person under 18—</p> <ul style="list-style-type: none"> (i) to whom none of the regulations 59 to 61 applies; or 	<p>(e) £105.95;</p> <p>(f) £105.95;</p> <p>(g) £53.45;</p> <p>(h) £67.50.</p>

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, *The Social Security Benefits Up-rating Order 2012* ISBN 978-0-11-151948-6

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
<ul style="list-style-type: none"> (ii) who is not the subject of a direction under section 16; and (iii) does not satisfy requirements for entitlement to income support or an income-related employment and support allowance disregarding the requirement to make a claim for it. 	

2.—(1) (40) The weekly amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the weekly amounts specified for the purposes of regulations 83(b) and 84(1)(c).

<i>(1)</i> <i>Child or Young Person</i>	<i>(2)</i> <i>Amount</i>
Person in respect of the period— <ul style="list-style-type: none"> (a) beginning on that person’s date of birth and ending on the day preceding the first Monday in September following that person’s sixteenth birthday; (b) beginning on the first Monday in September following that person’s sixteenth birthday and ending on the day preceding that person’s twentieth birthday. 	<ul style="list-style-type: none"> (a) £62.33; (b) £62.33.

SCHEDULE 14

Article 25(5)

PART IV OF SCHEDULE 1 TO THE JOBSEEKER’S
ALLOWANCE REGULATIONS AS AMENDED BY THIS ORDER

PART IV

Weekly amounts of premiums specified in Part III

<i>Premium</i>	<i>Amount</i>
20.—(2)(41) Pensioner premium for persons who have attained the qualifying age for state pension credit— <ul style="list-style-type: none"> (a) where the claimant satisfies the condition in paragraph 10(a); (b) where the claimant satisfies the condition in paragraph 10(b); (c) where the claimant satisfies the condition in paragraph 10(c). 	(2) <ul style="list-style-type: none"> (a) £69.85; (b) £103.75; (c) £103.75;

(40) Relevant amending instruments are [S.I. 1996/2545](#), [1999/2555](#), [2006/718](#) and [2010/793](#).

(41) Relevant amending instruments are [S.I. 2009/1488](#) and [2010/793](#).

<i>Premium</i>	<i>Amount</i>
(3) Pensioner premium for claimants whose partner has attained the age of 75 where the claimant satisfies the condition in paragraph 11.	(3) £103.75.
(4) Higher Pensioner Premium— (a) where the claimant satisfies the condition in paragraph 12(1)(a); (b) where the claimant satisfies the condition in paragraph 12(1)(b) or (c).	(4) (a) £69.85; (b) £103.75.
(5)(42) Disability Premium— (a) where the claimant satisfies the condition in paragraph 13(1)(a); (b) where the claimant satisfies the condition in paragraph 13(1)(b) or (c).	(5) (a) £28.85; (b) £41.10.
(6) Severe Disability Premium— (a) where the claimant satisfies the condition in paragraph 15(1); (b) where the claimant satisfies the condition in paragraph 15(2)— (i) if there is someone in receipt of a carer’s allowance or if any partner of the claimant satisfies that condition by virtue of paragraph 15(5); (ii) if no-one is in receipt of such an allowance.	(6) (a) £55.30; (b) (i) £55.30; (ii) £110.60.
(7) Disabled Child Premium.	(7) £53.62 in respect of each child or young person in respect of whom the conditions specified in paragraph 16 are satisfied.
(8) Carer Premium.	(8) £31.00 in respect of each person who satisfied the condition specified in paragraph 17.
(9)(43) Enhanced disability premium where the conditions in paragraph 15A are satisfied.	(9) (a) £21.63 in respect of each child or young person in respect of whom the conditions specified in paragraph 15A are satisfied;

(42) Relevant amending instrument is [S.I. 2007/719](#).(43) Sub-paragraph (9) was added by [S.I. 2000/2629](#) and amended by [S.I. 2003/455](#).

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, *The Social Security Benefits Up-rating Order 2012* ISBN 978-0-11-151948-6

<i>Premium</i>	<i>Amount</i>
	<p>(b) £14.05 in respect of each person who is neither—</p> <p>(i) a child or young person; nor</p> <p>(ii) a member of a couple or a polygamous marriage,</p> <p>in respect of whom the conditions specified in paragraph 15A are satisfied;</p> <p>(c) £20.25 where the claimant is a member of a couple or a polygamous marriage and the conditions specified in paragraph 15A are satisfied in respect of a member of that couple or polygamous marriage.</p>

SCHEDULE 15

Article 25(6)

PART IVB OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS(44) AS AMENDED BY THIS ORDER

PART IVB

Weekly amounts of premiums specified in Part IVA

<i>Premium</i>	<i>Amount</i>
20M. —(1)(45) Pensioner premium where one member of a joint-claim couple has attained the qualifying age for state pension credit and the condition in paragraph 20E is satisfied.	(1) £103.75.
(2) Higher Pensioner Premium where one member of a joint-claim couple satisfies the condition in paragraph 20F.	(2) £103.75.
(3)(46) Disability Premium where one member of a joint-claim couple satisfies the condition in paragraph 20G(1).	(3) £41.10.

(44) Part IVB was inserted by [S.I. 2000/1978](#).

(45) Relevant amending instrument is [S.I. 2009/1488](#).

(46) Relevant amending instrument is [S.I. 2007/719](#).

<i>Premium</i>	<i>Amount</i>
(4) Severe Disability Premium where one member of a joint-claim couple satisfies the condition in paragraph 20I(1)— (i) if there is someone in receipt of a carer’s allowance or if either member satisfies that condition only by virtue of paragraph 20I(4)(47); (ii) if no-one is in receipt of such an allowance.	(4) (i) £55.30; (ii) £110.60.
(5) Carer Premium.	(5) £31.00 in respect of each person who satisfied the condition specified in paragraph 20J.
(6)(48) Enhanced disability premium where the conditions in paragraph 20IA are satisfied.	(6) £20.25 where the conditions specified in paragraph 20IA are satisfied in respect of a member of a joint-claim couple.

SCHEDULE 16

Article 25(8)

APPLICABLE AMOUNTS SPECIFIED IN THE
JOBSEEKER’S ALLOWANCE REGULATIONS

<i>(1)</i> <i>Provision in Jobseeker’s Allowance Regulations</i>	<i>(2)</i> <i>Specified Sum</i>
Regulation 145(1)(49)	Weekly applicable amount to be reduced by a sum equivalent to 40 per cent. or, as the case may be, 20 per cent. of the specified amount.
Regulation 146G(1)(50)	Weekly applicable amount to be reduced by a sum equivalent to 40 per cent. or, as the case may be, 20 per cent. of the specified amount.
Schedule 2, paragraph 5(3)	The relevant fraction shall be obtained in accordance with the formula— $\frac{A}{A+B}$
Schedule 2, paragraph 6(1)(b)	Half the amount which would fall to be met by applying the provisions of sub-paragraph (a).

(47) Relevant amending instruments are S.I. 2001/518 and 2003/511.

(48) Sub-paragraph (6) was added by S.I. 2000/2629.

(49) Relevant amending instrument is S.I. 1996/1516.

(50) Regulation 146G was inserted by S.I. 2000/1978.

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, *The Social Security Benefits Up-rating Order 2012* ISBN 978-0-11-151948-6

(1) <i>Provision in Jobseeker's Allowance Regulations</i>	(2) <i>Specified Sum</i>
Schedule 2, paragraph 6(1)(c)	Nil.
Schedule 2, paragraph 7(1)(b)	Nil.
Schedule 2, paragraph 9(51)	The weekly amount of housing costs is the amount calculated by applying the formula— $\frac{A \times B}{52}$
Schedule 2, paragraph 10(4)(52)	£100,000.
Schedule 2, paragraph 10(6)(a)	The appropriate amount shall be a sum determined by applying the formula— $P \times Q$
Schedule 2, paragraph 10(10)	The qualifying portion of a loan shall be determined by applying the formula— $R \times \frac{S}{T}$
Schedule 2, paragraph 11(2)(53)	The standard rate is to be the average mortgage rate published by the Bank of England in August 2010. It is to be varied each time that sub-paragraph (2B) applies such that the average mortgage rate published on the reference day then becomes the new standard rate in accordance with sub-paragraph (2D).
Schedule 5, paragraph 4	Nil.
Schedule 5, paragraph 14(54)	Nil.
Schedule 5A, paragraph 3(55)	Nil.

(51) Paragraph 9 was substituted by S.I. 2001/3651 and amended by S.I. 2004/2825.

(52) See S.I. 2008/3195 which modifies paragraph 10(4) so that it applies as if the reference to “£100,000” were to “£200,000” in relation to certain persons.

(53) Relevant amending instruments are S.I. 2004/2825, 2007/3183, 2008/3195 and 2010/1811.

(54) Relevant amending instrument is S.I. 2000/636.

(55) Schedule 5A was inserted by S.I. 2000/1978.

SCHEDULE 17

Article 27(6)

OTHER AMOUNTS SPECIFIED IN THE STATE PENSION CREDIT REGULATIONS

(1) <i>Provision in State Pension Credit Regulations</i>	(2) <i>Specified Amount</i>
Regulation 6(3)(a)	Nil.
Regulation 6(3)(b)	Nil.
Regulation 7(3)	Nil.
Schedule II, paragraph 6(3)	The relevant fraction shall be obtained in accordance with the formula— $\frac{A}{A + B}$
Schedule II, paragraph 7(1)	The weekly amount of housing costs shall be calculated by applying the formula— $\frac{A \times B}{52}$
Schedule II, paragraph 8(2)(56)	£100,000.
Schedule II, paragraph 8(4)(a)	The sum shall be determined by applying the formula— $P \times Q$
Schedule II, paragraph 8(8)(57)	The qualifying portion of a loan shall be determined by applying the formula— $R \times \frac{S}{T}$
Schedule II, paragraph 9(2)(58)	The standard rate is to be the average mortgage rate published by the Bank of England in August 2010. It is to be varied each time that sub-paragraph (2B) applies such that the average mortgage rate published on the reference day then becomes the new standard rate in accordance with sub-paragraph (2D).
Schedule III, paragraph 2(59)	Nil.

(56) See S.I. 2008/3195 which modifies paragraph 8(2) so that it applies as if the reference to “£100,000” were to “£200,000” in relation to certain persons.

(57) Relevant amending instrument is S.I. 2007/2618.

(58) Relevant amending instruments are S.I. 2004/2825, 2007/3183, 2008/3195 and 2010/1811.

(59) Paragraph 2 was substituted by S.I. 2005/3360 and amended by S.I. 2006/588.

SCHEDULE 18

Article 28(2)

PART 1 OF SCHEDULE 4 TO THE EMPLOYMENT AND SUPPORT
ALLOWANCE REGULATIONS AS AMENDED BY THIS ORDER

PART 1

Prescribed amounts

1. (60) The weekly amounts specified in column (2) in respect of each person or couple specified in column (1) shall be the weekly amounts specified for the purposes of regulations 67(1) and 68 (prescribed amounts and polygamous marriages)—

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
(1) Single claimant— (a) who satisfies the conditions set out in section 2(2) or (3) or 4(4) or (5) of the Act; (b) aged not less than 25; (c) aged less than 25.	(1) (a) £67.50; (b) £67.50; (c) £53.45;
(2) Lone parent— (a) who satisfies the conditions set out in section 4(4) or (5) of the Act; (b) aged not less than 18; (c) aged less than 18.	(2) (a) £67.50; (b) £67.50; (c) £53.45;
(3) Couple— (a) where both members are aged not less than 18; (b) where one member is aged not less than 18 and the other member is a person under 18 who— (i) if that other member had not been a member of a couple, would satisfy the requirements for entitlement to income support other than the requirement to make a claim for it; or (ii) if that other member had not been a member of a couple, would satisfy the requirements for entitlement to an income-related allowance; or (iii) satisfies the requirements of section 3(1)(f)(iii) of the Jobseekers Act (prescribed circumstances for persons aged 16 but less than 18); or (iv) is the subject of a direction under section 16 of that Act (persons under 18: severe hardship);	(3) (a) £105.95; (b) £105.95;

(60) Relevant amending instruments are [S.I. 2008/2428](#) and [2009/2655](#).

<i>(1)</i> <i>Person or Couple</i>	<i>(2)</i> <i>Amount</i>
<p>(c) where the claimant satisfies the conditions set out in section 4(4) or (5) of the Act and both members are aged less than 18 and—</p> <ul style="list-style-type: none"> (i) at least one of them is treated as responsible for a child; or (ii) had they not been members of a couple, each would have qualified for an income-related allowance; or (iii) had they not been members of a couple the claimant’s partner would satisfy the requirements for entitlement to income support other than the requirement to make a claim for it; or (iv) the claimant’s partner satisfies the requirements of section 3(1)(f)(iii) of the Jobseekers Act (prescribed circumstances for persons aged 16 but less than 18); or (v) there is in force in respect of the claimant’s partner a direction under section 16 of that Act (persons under 18: severe hardship); 	<p>(c) £105.95;</p>
<p>(d) where both members are aged less than 18 and—</p> <ul style="list-style-type: none"> (i) at least one of them is treated as responsible for a child; or (ii) had they not been members of a couple, each would have qualified for an income-related allowance; or (iii) had they not been members of a couple the claimant’s partner satisfies the requirements for entitlement to income support other than a requirement to make a claim for it; or (iv) the claimant’s partner satisfies the requirements of section 3(1)(f)(iii) of the Jobseekers Act (prescribed circumstances for persons aged 16 but less than 18); or (v) there is in force in respect of the claimant’s partner a direction under section 16 of that Act (persons under 18: severe hardship); 	<p>(d) £80.75;</p>
<p>(e) where the claimant is aged not less than 25 and the claimant’s partner is a person under 18 who—</p> <ul style="list-style-type: none"> (i) would not qualify for an income-related allowance if the person were not a member of a couple; (ii) would not qualify for income support if the person were not a member of a couple; (iii) does not satisfy the requirements of section 3(1)(f)(iii) of the Jobseekers Act (prescribed 	<p>(e) £67.50;</p>

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, The Social Security Benefits Up-rating Order 2012 ISBN 978-0-11-151948-6

(1) <i>Person or Couple</i>	(2) <i>Amount</i>
<p>circumstances for persons aged 16 but less than 18); and</p> <p>(iv) is not the subject of a direction under section 16 of that Act (persons under 18: severe hardship);</p> <p>(f) where the claimant satisfies the conditions set out in section 4(4) or (5) of the Act and the claimant’s partner is a person under 18 who—</p> <p>(i) would not qualify for an income-related allowance if the person were not a member of a couple;</p> <p>(ii) would not qualify for income support if the person were not a member of a couple;</p> <p>(iii) does not satisfy the requirements of section 3(1) (f)(iii) of the Jobseekers Act (prescribed circumstances for persons aged 16 but less than 18); and</p> <p>(iv) is not the subject of a direction under section 16 of that Act (persons under 18: severe hardship);</p> <p>(g) where the claimant satisfies the conditions set out in section 4(4) or (5) of the Act and both members are aged less than 18 and paragraph (c) does not apply;</p> <p>(h) where the claimant is aged not less than 18 but less than 25 and the claimant’s partner is a person under 18 who—</p> <p>(i) would not qualify for an income-related allowance if the person were not a member of a couple;</p> <p>(ii) would not qualify for income support if the person were not a member of a couple;</p> <p>(iii) does not satisfy the requirements of section 3(1) (f)(iii) of the Jobseekers Act (prescribed circumstances for persons aged 16 but less than 18); and</p> <p>(iv) is not the subject of a direction under section 16 of that Act (persons under 18: severe hardship);</p> <p>(i) where both members are aged less than 18 and paragraph (d) does not apply.</p>	<p>(f) £67.50;</p> <p>(g) £67.50;</p> <p>(h) £53.45;</p> <p>(i) £53.45.</p>

SCHEDULE 19

Article 28(3)

PART 3 OF SCHEDULE 4 TO THE EMPLOYMENT AND SUPPORT
ALLOWANCE REGULATIONS AS AMENDED BY THIS ORDER

PART 3

Weekly amount of premiums specified in Part 2

<i>Premium</i>	<i>Amount</i>
11. —(1) Pensioner premium for a person to whom paragraph 5 applies who—	(1)
(a) is a single claimant and—	(a)
(i) is entitled to the work-related activity component;	(i) £43.10;
(ii) is entitled to the support component; or	(ii) £37.50;
(iii) is not entitled to either of those components;	(iii) £69.85;
(b) is a member of a couple and—	(b)
(i) is entitled to the work-related activity component;	(i) £77.00;
(ii) is entitled to the support component; or	(ii) £71.40;
(iii) is not entitled to either of those components.	(iii) £103.75.
(2) Severe disability premium—	(2)
(a) where the claimant satisfies the condition in paragraph 6(2)(a);	(a) £55.30;
(b) where the claimant satisfies the condition in paragraph 6(2)(b)—	(b)
(i) if there is someone in receipt of a carer's allowance or if the person or any partner satisfies that condition only by virtue of paragraph 6(5);	(i) £55.30;
(ii) if no-one is in receipt of such an allowance.	(ii) £110.60.
(3)(61) Carer Premium.	(3) £31.00 in respect of each person who satisfies the condition specified in paragraph 8(1).
(4)(62) Enhanced disability premium where the conditions in paragraph 7 are satisfied.	(4)
	(a) £14.05 in respect of each person who is neither—
	(i) a child or young person; nor

(61) Relevant amending instrument is [S.I. 2008/2428](#).**(62)** Relevant amending instrument is [S.I. 2008/2428](#).

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, The Social Security Benefits Up-rating Order 2012 ISBN 978-0-11-151948-6

<i>Premium</i>	<i>Amount</i>
	(ii) a member of a couple or a polygamous marriage, in respect of whom the conditions specified in paragraph 7 are satisfied;
	(b) £20.25 where the claimant is a member of a couple or a polygamous marriage and the conditions specified in paragraph 7 are satisfied in respect of a member of that couple or polygamous marriage.

SCHEDULE 20

Article 28(6)

APPLICABLE AMOUNTS SPECIFIED IN THE EMPLOYMENT AND SUPPORT ALLOWANCE REGULATIONS

<i>(1)</i> <i>Provision in Employment and Support Allowance Regulations</i>	<i>(2)</i> <i>Specified Sum</i>
Schedule 6, paragraph 7(3)	The relevant fraction shall be obtained in accordance with the formula— $\frac{A}{A+B}$
Schedule 6, paragraph 8(1)(c)	Nil.
Schedule 6, paragraph 11	The weekly amount of housing costs is the amount calculated by applying the formula— $\frac{A \times B}{52}$
Schedule 6, paragraph 12(4)(63)	£100,000.
Schedule 6, paragraph 12(6)(a)	The appropriate amount shall be a sum determined by applying the formula— $P \times Q$

(63) See S.I. 2008/3195 which modifies paragraph 12(4) so that it applies as if the reference to “£100,000” were to “£200,000” in relation to certain persons.

(1) <i>Provision in Employment and Support Allowance Regulations</i>	(2) <i>Specified Sum</i>
Schedule 6, paragraph 12(10)	The qualifying portion of a loan shall be determined by applying the formula— $R \times \frac{S}{T}$
Schedule 6, paragraph 13(2)(64)	The standard rate is to be the average mortgage rate published by the Bank of England in August 2010. It is to be varied each time that subparagraph (2B) applies such that the average mortgage rate published on the reference day then becomes the new standard rate in accordance with subparagraph (2D).

(64) Relevant amending instruments are [2008/3195](#) and [2010/1811](#).