



Social Security Fraud Act 2001

2001 CHAPTER 11

Loss of benefit provisions

11 Loss of benefit^[F1] orders and] regulations

- (1) In ^[F2]sections 6B to 10] “prescribed” means prescribed by or determined in accordance with regulations made by the Secretary of State.
- (2) Regulations under any of the provisions of ^[F3]sections 6B to 10] shall be made by statutory instrument which (except in the case of regulations to which subsection (3) applies) shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (3) A statutory instrument containing (whether alone or with other provisions)—
 - (a) a provision by virtue of which anything is to be treated for the purposes of section^[F4]6B or] 7 as a disqualifying benefit but not a sanctionable benefit,
 - (b) a provision prescribing the manner in which the applicable amount is to be reduced for the purposes of section^[F5]6B(6),] 7(3) or 9(3),
 - (c) a provision the making of which is authorised by ^[F6]section 6B(5A) or (8), 7(2A) or (4A) or 9(2A) or (4A)]
 - (d) a provision prescribing the manner in which the amount of joint-claim jobseeker’s allowance is to be reduced for the purposes of section 8(3)(a),
 - ^[F7](e) regulations under section 6B(14) or an order under section 6B(15), or]
 - ^[F8](f) an order under section 7(10A),]shall not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.
- (4) Subsections (4) to (6) of section 189 of the Administration Act (supplemental and incidental powers etc.) shall apply in relation to a power to make^[F9]an order or] regulations that is conferred by any of the provisions of ^[F10]sections 6B to 10] as they apply in relation to the powers to make^[F9]an order or] regulations that are conferred by that Act.
- (5) The provision that may be made in exercise of the powers to make regulations that are conferred by ^[F11]sections 6B to 10] shall include different provision for different areas.

Changes to legislation: Social Security Fraud Act 2001, Section 11 is up to date with all changes known to be in force on or before 02 June 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F1** Words in s. 11 heading inserted (1.4.2013) by [Welfare Reform Act 2012 \(c. 5\)](#), **ss. 118(8)(a)**, 150(3); [S.I. 2013/358](#), art. 6(4)(b)
- F2** Words in s. 11(1) substituted (12.1.2010 for specified purposes, 1.4.2010 in so far as not already in force) by [Welfare Reform Act 2009 \(c. 24\)](#), s. 61(3), **Sch. 4 para. 6(2)**; [S.I. 2010/45](#), art. 2(1)(2)
- F3** Words in s. 11(2) substituted (12.1.2010 for specified purposes, 1.4.2010 in so far as not already in force) by [Welfare Reform Act 2009 \(c. 24\)](#), s. 61(3), **Sch. 4 para. 6(2)**; [S.I. 2010/45](#), art. 2(1)(2)
- F4** Words in s. 11(3)(a) inserted (12.1.2010 for specified purposes, 1.4.2010 in so far as not already in force) by [Welfare Reform Act 2009 \(c. 24\)](#), s. 61(3), **Sch. 4 para. 6(3)(a)**; [S.I. 2010/45](#), art. 2(1)(2)
- F5** Word in s. 11(3)(b) inserted (12.1.2010 for specified purposes, 1.4.2010 in so far as not already in force) by [Welfare Reform Act 2009 \(c. 24\)](#), s. 61(3), **Sch. 4 para. 6(3)(b)**; [S.I. 2010/45](#), art. 2(1)(2)
- F6** Words in s. 11(3)(c) substituted (1.4.2013 for specified purposes) by [Welfare Reform Act 2012 \(c. 5\)](#), s. 150(3), **Sch. 3 para. 18**; [S.I. 2013/358](#), art. 8(b)
- F7** S. 11(3)(e) inserted (25.2.2013 for specified purposes, 1.4.2013 in so far as not already in force) by [Welfare Reform Act 2012 \(c. 5\)](#), **ss. 118(8)(b)**, 150(3); [S.I. 2013/358](#), arts. 2(1), 6(4)(b), Sch. 1 para. 19
- F8** S. 11(3)(f) inserted (1.4.2013) by [Welfare Reform Act 2012 \(c. 5\)](#), **ss. 119(12)**, 150(3); [S.I. 2013/358](#), art. 6(4)(c)
- F9** Words in s. 11(4) inserted (1.4.2013) by [Welfare Reform Act 2012 \(c. 5\)](#), **ss. 118(8)(c)**, 150(3); [S.I. 2013/358](#), art. 6(4)(b)
- F10** Words in s. 11(4) substituted (12.1.2010 for specified purposes, 1.4.2010 in so far as not already in force) by [Welfare Reform Act 2009 \(c. 24\)](#), s. 61(3), **Sch. 4 para. 6(4)**; [S.I. 2010/45](#), art. 2(1)(2)
- F11** Words in s. 11(5) substituted (12.1.2010 for specified purposes, 1.4.2010 in so far as not already in force) by [Welfare Reform Act 2009 \(c. 24\)](#), s. 61(3), **Sch. 4 para. 6(4)**; [S.I. 2010/45](#), art. 2(1)(2)

Commencement Information

- I1** S. 11 wholly in force at 1.4.2002; s. 11 not in force at Royal Assent see s. 20; s. 11 in force for specified purposes at 17.11.2001 and wholly in force at 1.4.2002 by [S.I. 2001/3689](#), **art. 2(1)(a)(b)**

Changes to legislation:

Social Security Fraud Act 2001, Section 11 is up to date with all changes known to be in force on or before 02 June 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- s. 11(3)(b) repealed by [2009 c. 24 Sch. 7 Pt. 1](#)
- s. 11(3)(b) repealed by [2012 c. 5 Sch. 14 Pt. 1](#)
- s. 11(3)(d) repealed by [2012 c. 5 Sch. 14 Pt. 1](#)
- s. 11(3)(d) words inserted by [2012 c. 5 Sch. 2 para. 63\(3\)](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 6B(7)(d) inserted by [2012 c. 5 Sch. 2 para. 58\(4\)](#)
- s. 7(4)(d) inserted by [2012 c. 5 Sch. 2 para. 59\(4\)](#)
- s. 8(3)(aa) inserted by [2012 c. 5 Sch. 2 para. 60\(2\)\(b\)](#)
- s. 8(4)(d) inserted by [2012 c. 5 Sch. 2 para. 60\(3\)](#)
- s. 9(4)(d) inserted by [2012 c. 5 Sch. 2 para. 61\(5\)](#)