



# Welfare Reform Act 2007

## 2007 CHAPTER 5

### PART 1

#### EMPLOYMENT AND SUPPORT ALLOWANCE

##### *Entitlement*

#### **4 Amount of income-related allowance**

- (1) In the case of an income-related allowance, the amount payable in respect of a claimant shall be—
  - (a) if he has no income, the applicable amount;
  - (b) if he has an income, the amount by which the applicable amount exceeds his income.
- (2) Subject to subsection (3), the applicable amount for the purposes of subsection (1) shall be calculated by—
  - (a) taking such amount, or the aggregate of such amounts, as may be prescribed, and
  - (b) if in the claimant's case the conditions of entitlement to the support component or the work-related activity component are satisfied, adding the amount of that component.
- (3) Regulations may provide that, in prescribed cases, the applicable amount for the purposes of subsection (1) shall be nil.
- (4) The conditions of entitlement to the support component are—
  - (a) that the assessment phase has ended,
  - (b) that the claimant has limited capability for work-related activity, and
  - (c) that such other conditions as may be prescribed are satisfied.
- (5) The conditions of entitlement to the work-related activity component are—
  - (a) that the assessment phase has ended,

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*Status: Point in time view as at 18/03/2008. This version of this provision has been superseded.*

*Changes to legislation: Welfare Reform Act 2007, Section 4 is up to date with all changes known to be in force on or before 06 May 2024. 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)*

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- (b) that the claimant does not have limited capability for work-related activity, and
  - (c) that such other conditions as may be prescribed are satisfied.
- (6) Regulations may—
- (a) prescribe circumstances in which paragraph (a) of subsection (4) or (5) is not to apply;
  - (b) prescribe circumstances in which entitlement under subsection (4) or (5) is to be backdated;
  - (c) make provision about the amount of the component under subsection (4) or (5).

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**Commencement Information**

**II** S. 4(2)(a)(3)(6)(a)(c) in force at 18.3.2008 for specified purposes by S.I. 2008/787, **art. 2(1)**

**Status:**

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