
Changes to legislation: Welfare Reform Act 2009, Paragraph 2 is up to date with all changes known to be in force on or before 01 March 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) View outstanding changes

SCHEDULES

SCHEDULE 4

LOSS OF BENEFIT PROVISIONS: FURTHER AMENDMENTS

PART 1

FURTHER AMENDMENTS OF SOCIAL SECURITY FRAUD ACT 2001

- 2 (1) Section 7 of the 2001 Act (loss of benefit for commission of benefit offences) is amended as follows.
- (2) In subsection (8)—
- (a) after the definition of “benefit offence” insert—
- ““post-commencement offence” means an offence committed on or after 1 April 2002 (the day on which this section came into force).”,
and
- (b) omit the definitions of “disqualifying benefit” and “sanctionable benefit”.
- (3) In subsection (9)—
- (a) in paragraph (a), after “sentenced)” insert “ or in the case mentioned in paragraph (b)(ii) the date of the order for absolute discharge ”, and
- (b) for paragraph (b) substitute—
- “(b) references to a conviction include references to—
- (i) a conviction in relation to which the court makes an order for absolute or conditional discharge or a court in Scotland makes a probation order,
- (ii) an order for absolute discharge made by a court of summary jurisdiction in Scotland under section 246(3) of the Criminal Procedure (Scotland) Act 1995 without proceeding to a conviction, and
- (iii) a conviction in Northern Ireland.”.
- (4) Omit subsection (11).
- (5) In the heading, for “commission of benefit offences” substitute “ second or subsequent conviction of benefit offence ”.

Commencement Information

- I1** Sch. 4 para. 2 in force at 12.1.2010 for specified purposes by [S.I. 2010/45, art. 2\(1\)](#)
- I2** Sch. 4 para. 2 in force at 1.4.2010 in so far as not already in force by [S.I. 2010/45, art. 2\(2\)](#)

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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):

- Sch. 4 para. 9(3)(b) repealed by [2009 c. 24 Sch. 7 Pt. 1](#)