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## STATUTORY INSTRUMENTS

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**1991 No. 2740**

### **SOCIAL SECURITY**

#### **The Social Security (Attendance Allowance) Regulations 1991**

*Made* - - - - 5th December 1991

*Laid before Parliament* 5th December 1991

*Coming into force* 6th April 1992

#### **THE SOCIAL SECURITY (ATTENDANCE ALLOWANCE) REGULATIONS 1991**

1. Citation, commencement and interpretation
- 1A Disapplication of section 1(1A) of the Administration Act
2. Conditions as to residence and presence in Great Britain
- 2A Persons residing in Great Britain to whom a relevant EU Regulation applies
- 2B Persons residing in an EEA state other than the United Kingdom or in Switzerland to whom a relevant EU Regulation applies
- 2C Refugees
3. Extension of qualifying period
4. Allowance payable before the date of claim in renewal cases
5. Renal dialysis
6. Hospitalisation
7. Persons in care homes
- 7A Persons to whom regulations 7 and 8 apply with modifications
8. Exemption from regulations 6 and 7
- 8A Adjustment of allowance where medical expenses are paid from public funds under war pensions instruments
- 8B Exemption from regulation 8A
- 8BA Prescribed circumstance for entitlement
- 8C Medical examination in prescribed circumstances
- 8D Withholding of benefit in prescribed circumstances
- 8E Payment of withheld benefit
9. Revocation
- Signature

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SCHEDULE — PERSONS TO WHOM REGULATIONS 7 AND 8 APPLY WITH  
MODIFICATIONS

**Changes to legislation:** There are outstanding changes not yet made by the [legislation.gov.uk](https://www.legislation.gov.uk) editorial team to The Social Security (Attendance Allowance) Regulations 1991. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

## Explanatory Note

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Social Security (Attendance Allowance) Regulations 1991. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to :**

- Sch added by [S.I. 1994/1779 reg.2\(5\)](#)Sch.1
- reg.1A added by [S.I. 1997/2676 reg.2](#)
- reg.2 rev. in pt. by [S.I. 2000/636 regs.10\(3\)](#)12
- reg.2 am. head (ia) of sub-para.(a) subst) by [S.I. 2000/636 regs.10\(2\)](#).12
- reg. 2(1A) inserted by [S.I. 1996/30 reg. 2\(b\)](#)
- reg. 2B title words omitted by [S.I. 2019/128 Sch. para. 6\(2\)\(a\)](#)
- reg. 2B(a)(i) words omitted by [S.I. 2019/128 Sch. para. 6\(2\)\(b\)](#)
- reg. 2C heading substituted by [S.S.I. 2021/320 reg. 2\(2\)](#)reg. 2(5)(b)
- reg. 2C title substituted by [S.I. 2021/1034 reg. 4\(2\)\(4\)](#)
- reg. 2C(1)(a) word omitted by [S.S.I. 2021/320 reg. 2\(3\)\(a\)](#)reg. 2(5)(b)
- reg. 2C(1)(a) word omitted by [S.I. 2021/1034 reg. 4\(3\)\(a\)](#)(4)
- reg. 2C(2) substituted by [S.S.I. 2021/320 reg. 2\(4\)](#)reg. 2(5)(b)
- reg.4 amended by [S.I. 1992/703 reg.2\(c\)](#)
- reg.4 revoked by [S.I. 1997/793 reg.19\(b\)](#)
- reg.4(a) rev in pt by [S.I. 1992/703 reg.2\(a\)](#)
- reg.4(b) amended by [S.I. 1992/703 reg.2\(b\)](#)
- reg.6 amended by [S.I. 2000/1401 reg.2\(2\)](#)
- reg.6(1) substituted by [S.I. 1992/2869 reg.2\(2\)](#)
- reg.6(2) amended by [S.I. 1992/2869 reg.2\(3\)](#)
- reg. 6(2A) inserted by [S.I. 1999/1326 reg. 3](#)
- reg.6(3) (defns of NHS Trust and recognised fund-holding practice) amended by [S.I. 1992/703 reg.3](#)
- reg.6(3) revoked by [S.I. 1992/2869 reg.2\(4\)](#)
- reg.7(1) amended by [S.I. 1992/2869 reg.3\(2\)\(a\)](#)
- reg.7(1) amended by [S.I. 1994/1779 reg.2\(2\)\(a\)](#)
- reg. 7(1)(a)(i) words omitted by [S.I. 1993/518 reg. 2\(2\)\(a\)](#)
- reg.7(1)(b)(c) rev in pt by [S.I. 1992/2869 reg.3\(2\)\(b\)](#)
- reg.7(2) amended by [S.I. 1992/703 reg.4](#)
- reg. 7(2) omitted by [S.I. 1992/3147 reg. 8\(1\)](#)
- reg.7(2) rev in pt by [S.I. 1992/2869 reg.3\(3\)](#)
- reg.7(3)(a) amended by [S.I. 1995/2162 reg.2\(2\)](#)
- reg.7(3)(b) amended by [S.I. 1994/1779 reg.2\(2\)\(b\)](#)
- reg. 7(3)(b) words substituted by [S.I. 1993/518 reg. 2\(2\)\(b\)](#)
- reg.7(4) amended by [S.I. 1995/2162 reg.2\(3\)](#)
- reg. 7(4) words substituted by [S.I. 1993/518 reg. 2\(2\)\(c\)](#)
- reg.7A added by [S.I. 1994/1779 reg.2\(3\)](#)
- reg.7A amended by [S.I. 2000/1401 reg. 2\(3\)](#)
- reg.8 rev. in pt. by [S.I. 2000/1401 reg.2\(4\)](#)
- reg.8(1) substituted by [S.I. 1992/703 reg.5](#)
- reg. 8(1) words substituted by [S.I. 1992/3147 reg. 8\(2\)\(a\)](#)
- reg. 8(4)-(6) inserted by [S.I. 1992/3147 reg. 8\(2\)\(b\)](#)
- reg. 8(4) words inserted by [S.I. 1993/518 reg. 2\(3\)\(a\)](#)
- reg. 8(5) words inserted by [S.I. 1993/518 reg. 2\(3\)\(b\)](#)
- reg. 8(6) words inserted by [S.I. 1993/518 reg. 2\(3\)\(c\)](#)
- reg.8(6)(a) amended by [S.I. 1996/1345 reg.10](#)
- reg. 8(7) added by [S.I. 1993/518 reg. 2\(3\)\(d\)](#)
- regs 8A8B added by [S.I. 1994/1779 reg.2\(4\)](#)
- reg 8BA added by [S.I. 2000/2313 reg.2](#)

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

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

- Sch. para.1(a) amended by S.I. 1995/2162 reg.2(4)
- reg. 2(1)(a)(ia) inserted by S.I. 1996/30 reg. 2(a)
- reg. 2(1ZA) inserted by S.I. 2022/335 reg. 5
- reg. 2C(1)(c)-(e) inserted by S.S.I. 2021/320 reg. 2(3)(b)reg. 2(5)(b)
- reg. 2C(1)(c)-(e) inserted by S.I. 2021/1034 reg. 4(3)(b)(4)
- reg. 2C(1)(d) word omitted by S.S.I. 2022/108 reg. 2(2)(a)reg. 2(4)(b)
- reg. 2C(1)(d) word omitted by S.I. 2022/344 reg. 4(2)(a)reg. 4(4)(b)
- reg. 2C(1)(e) word omitted by S.S.I. 2023/149 reg. 2(2)(a)
- reg. 2C(1)(e) word omitted by S.I. 2023/532 reg. 4(1)(a)reg. 4(2)(b)
- reg. 2C(1)(e) word substituted by S.I. 2022/990 reg. 3(1)(a)reg. 3(2)(b)
- reg. 2C(1)(f) and word inserted by S.S.I. 2022/108 reg. 2(2)(b)reg. 2(4)(b)
- reg. 2C(1)(f) and word inserted by S.I. 2022/344 reg. 4(2)(b)reg. 4(4)(b)
- reg. 2C(1)(f) words inserted by S.S.I. 2022/336 reg. 6
- reg. 2C(1)(f) words inserted by S.I. 2022/990 reg. 3(1)(b)(ii)reg. 3(2)(b)
- reg. 2C(1)(f) words substituted by S.S.I. 2022/336 reg. 6
- reg. 2C(1)(f) words substituted by S.I. 2022/990 reg. 3(1)(b)(i)reg. 3(2)(b)
- reg. 2C(1)(g) and word inserted by S.S.I. 2023/149 reg. 2(2)(b)
- reg. 2C(1)(g) and word inserted by S.I. 2023/532 reg. 4(1)(b)reg. 4(2)(b)
- reg. 2C(1A) inserted by S.S.I. 2021/320 reg. 2(7)
- reg. 2C(1A) inserted by S.I. 2021/1034 reg. 4(6)
- reg. 2C(1A) words substituted by S.S.I. 2022/108 reg. 2(3)reg. 2(4)(b)
- reg. 2C(1A) words substituted by S.I. 2022/344 reg. 4(3)reg. 4(4)(b)
- reg.7(4A) amended by S.I. 1994/1779 reg.2(2)(c)
- reg. 7(4A) inserted by S.I. 1993/518 reg. 2(2)(d)
- regs.808E added by S.I. 1997/1839 reg.2
- regs.808E added by S.I. 1997/1839 reg.2