
STATUTORY INSTRUMENTS

1995 No. 516

**The Income-related Benefits Schemes
(Miscellaneous Amendments) Regulations 1995**

Amendment of regulation 21 of the Income Support Regulations

21. In regulation 21 of the Income Support Regulations (special cases)(**1**)—

(a) in paragraph (3)—

(i) for the definition of “prisoner” the following definition shall be substituted—

““prisoner” means a person who—

(a) is detained in custody pending trial or sentence upon conviction or under a sentence imposed by a court; or

(b) is on temporary release in accordance with the provisions of the Prison Act 1952(**2**) or the Prisons (Scotland) Act 1989(**3**),

other than a person whose detention is under the provisions of the Mental Health Act 1983(**4**) or the Mental Health (Scotland) Act 1984(**5**);”;

(ii) in sub-paragraph (a) of the definition of “residential accommodation” the words “and 26” shall be omitted;

(b) in paragraph (3B), the words “and 26” shall be omitted;

(c) in paragraph (4), sub-paragraph (b) and the word “or” immediately following that sub-paragraph shall be omitted.

(1) The definition of “residential accommodation” was substituted in regulation 21 by [S.I.1992/3147](#) Schedule 1, paragraph 3(a) and paragraph (3B) was inserted by [S.I.1993/518](#) regulation 5(3)(a).

(2) [1952 c. 52](#).

(3) [1989 c. 45](#).

(4) [1983 c. 72](#).

(5) [1984 c. 36](#).