

SCHEDULE 19

Article 3(19)

AMENDMENT OF THE SOCIAL SECURITY AND CHILD  
SUPPORT (DECISIONS AND APPEALS) REGULATIONS 1999

1. In regulation 7<sup>M1</sup> (date from which a decision superseded under section 10 takes effect)—
  - (a) for paragraph (1) there shall be substituted the following paragraph—

“(1) This regulation—

    - (a) is, except for paragraph (2)(b), subject to regulations 26<sup>M2</sup> (income support) and 26A<sup>M3</sup> (jobseeker’s allowance) of, and paragraph 7<sup>M4</sup> (date from which superseding decision on ground of change of circumstances takes effect) of Schedule 7 to, the Claims and Payments Regulations; and
    - (b) contains exceptions to the provisions of section 10(5) as to the date from which a decision under section 10 which supersedes an earlier decision is to take effect.”; and
  - (b) in paragraph (2)—
    - (i) for sub-paragraph (a) there shall be substituted the following sub-paragraph—

“(a) from the date the change occurred or, where the change does not have effect until a later date, from the first date on which such effect occurs where—

      - (i) the decision is advantageous to the claimant; and
      - (ii) the change was notified to an appropriate office within one month of the change occurring or within such longer period as may be allowed under regulation 8 for the claimant’s failure to notify the change on an earlier date; and
    - (ii) head (i) of sub-paragraph (c) shall be omitted.”.

**Marginal Citations**

- M1** Regulation 7 was amended by [S.I. 1999/1623](#).
- M2** Regulation 26 was amended by [S.I. 1988/522](#), 1989/136 and 1993/1113.
- M3** Regulation 26A was inserted by [S.I. 1996/1460](#) and amended by [S.I. 1998/1174](#).
- M4** Paragraph 7 was substituted by [S.I. 1990/2208](#) and amended by [S.I. 1991/387](#), 1992/247 and 1998/1174.

2. In paragraph 8 of Schedule 2 (decisions against which no appeal lies), for the words “one falling within regulation 4 of those Regulations” there shall be substituted the words “ a decision whether benefit is sufficient for a deduction to be made ”.

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security Act 1998 (Commencement No. 12 and Consequential and Transitional Provisions) Order 1999, SCHEDULE 19.