
STATUTORY INSTRUMENTS

2001 No. 1002

**The Housing Benefit and Council Tax Benefit
(Decisions and Appeals) Regulations 2001**

PART III

SUSPENSION AND TERMINATION OF BENEFIT AND OTHER MATTERS

Cases where a relevant authority may suspend

- 11.**—(1) A relevant authority may suspend, in whole or in part—
- (a) any payment of housing benefit or council tax benefit;
 - (b) any reduction (by way of council tax benefit) in the amount that a person is or will become liable to pay in respect of council tax,
- in the circumstances prescribed in paragraph (2).
- (2) The prescribed circumstances are where—
- (a) it appears to the relevant authority that an issue arises whether—
 - (i) the conditions for entitlement to housing benefit or council tax benefit are or were fulfilled; or
 - (ii) a decision as to an award of such a benefit should be revised under paragraph 3 of Schedule 7 to the Act or superseded under paragraph 4 of that Schedule;
 - (b) an appeal is pending against—
 - (i) a decision of an appeal tribunal, a Commissioner or a court; or
 - (ii) a decision given by a Commissioner or a court in a different case, and it appears to the relevant authority that if the appeal were to be determined in a particular way an issue would arise whether the award of housing benefit or council tax benefit in the case itself ought to be revised or superseded; or
 - (c) an issue arises whether—
 - (i) an amount of housing benefit is recoverable under section 75 (overpayments) of the Administration Act or regulations made under that section; or
 - (ii) an excess payment of council tax benefit under section 76 of the Administration Act or regulations made under that section has occurred.