
STATUTORY INSTRUMENTS

2001 No. 207

The Social Security Benefits Up-rating (No. 2) Order 2000

PART I

INTRODUCTION

Citation and commencement

1.—(1) This Order may be cited as the Social Security Benefits Up-rating (No. 2) Order 2000.

(2) Subject to paragraphs (3) to (9) of this article, this Order shall come into force for the purposes of—

- (a) articles 1, 2, 6, 20 and 24 on 1st April 2001;
- (b) article 8, in so far as it relates to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 1st April 2001, and for the purpose of this sub-paragraph, “benefit week” has the same meaning as in the Computation of Earnings Regulations;
- (c) articles 3 to 5, 7 and 11 to 13, on 9th April 2001;
- (d) article 9, on 6th April 2001;
- (e) article 10, on 1st April 2001, except for the purpose of determining the rate of maternity allowance in accordance with section 35A(2) of the Contributions and Benefits Act⁽¹⁾, for which purpose it shall come into force on 9th April 2001;
- (f) articles 14 and 15, on 12th April 2001;
- (g) articles 16 to 18, in so far as they relate to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 9th April 2001, and for the purpose of this sub-paragraph, “benefit week” has the same meaning as in the Income Support Regulations;
- (h) article 19, in relation to a case where rent is payable at intervals of a week or any multiple thereof, on 2nd April 2001, and in relation to any other case, on 1st April 2001;
- (i) articles 21 to 23, in so far as they relate to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 9th April 2001, and for the purpose of this sub-paragraph, “benefit week” has the same meaning as in the Jobseeker’s Allowance Regulations.

(3) The increases made—

- (a) in the sums specified for rates or amounts of benefit under the Contributions and Benefits Act or the Pension Schemes Act; and
- (b) by article 21(c) of this Order in so far as it is relevant for the purposes referred to in article 6(11) of this Order,

⁽¹⁾ State Maternity Allowance was introduced by section 53 of the Welfare Reform and Pensions Act 1999 (c. 30) (which amended section 35 of the Contributions and Benefits Act in respect of women expecting babies on or after 20th August 2000). The rate is linked with the lower rate of statutory maternity pay set out in S.I. 1986/1960.

shall take effect for each case on the date specified in relation to that case in article 6 of this Order.

(4) In so far as article 19(8) of this Order amends paragraph 15(1A) of Part IV of Schedule 2 to the Housing Benefit Regulations, it shall come into force on 9th April 2001, immediately after the coming into force of regulation 4 of the Social Security Amendment (Bereavement Benefits) Regulations 2000(2).

(5) In so far as article 20(7) of this Order amends paragraph 19(1A) of Part IV of Schedule 1 to the Council Tax Benefit Regulations, it shall come into force on 9th April 2001, immediately after the coming into force of regulation 5 of the Social Security Amendment (Bereavement Benefits) Regulations 2000.

(6) Subject to paragraph (7) below, in so far as articles 16(5), 19(8), 20(7) and 22(5) and (6) of this Order amend the provisions specified in paragraph (8) below (which specify amounts of bereavement premium and enhanced disability premium), they shall come into force immediately after the coming into force of—

- (a) regulations 2 and 3 of the Social Security Amendment (Bereavement Benefits) Regulations 2000(3); and
- (b) regulations 2, 3, 4 and 5 of the Social Security Amendment (Enhanced Disability Premium) Regulations 2000(4).

(7) Where, in relation to a particular beneficiary—

- (a) both paragraph (6) and either of paragraphs (2)(g) or (i) above apply; and
- (b) the coming into force dates specified in relation to those provisions would not coincide,

then, in such a case, the coming into force date for the purpose of paragraph (6) shall instead be the first day of the first benefit week to commence for that beneficiary after 9th April 2001.

(8) The provisions specified for the purposes of paragraph (6) are—

- (a) paragraph 15(1A) and (8) of Part IV of Schedule 2 to the Income Support Regulations(5);
- (b) paragraph 15(9) of Part IV of Schedule 2 to the Housing Benefit Regulations(6);
- (c) paragraph 19(9) of Part IV of Schedule 1 to the Council Tax Benefit Regulations(7);
- (d) paragraph 20(1A) and (9) of Part IV of Schedule 1 to the Jobseeker's Allowance Regulations(8); and
- (e) paragraph 20M(6) of Part IVB of Schedule 1 to the Jobseeker's Allowance Regulations(9).

(9) In so far as article 3(1) of this Order relates to bereavement payment (as referred to in Part II of Schedule 4 to the Contributions and Benefits Act) and to the rate of widowed parent's allowance (as referred to in Part IV of Schedule 4 to that Act), it shall come into force immediately after the coming into force of section 54(2) of, and paragraph 14 of Schedule 8 to, the Welfare Reform and Pensions Act 1999(10).

Interpretation

2. In this Order, unless the context otherwise requires—

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- (2) [S.I. 2000/2239](#).
 - (3) [S.I. 2000/2239](#).
 - (4) [S.I. 2000/2629](#).
 - (5) [S.I. 1987/1967](#); the relevant amending instruments are [S.I. 2000/2239](#) and [2629](#).
 - (6) [S.I. 1987/1971](#); the relevant amending instruments are [S.I. 2000/2239](#) and [2629](#).
 - (7) [S.I. 1992/1814](#); the relevant amending instruments are [S.I. 2000/2239](#) and [2629](#).
 - (8) [S.I. 1996/207](#); the relevant amending instruments are [S.I. 2000/2239](#) and [2629](#).
 - (9) [S.I. 1996/207](#); the relevant amending instruments are [S.I. 2000/1978](#) and [2629](#).
 - (10) [1999 c. 30](#). Section 54(2), and paragraph 14 of Schedule 8 respectively, substituted the entry for widow's payment with bereavement payment, and inserted the entry for widowed parent's allowance in Schedule 4 to the Contributions and Benefits Act, with effect from 9th April 2001.

“the Computation of Earnings Regulations” means the Social Security Benefit (Computation of Earnings) Regulations 1996**(11)**;

“the Contributions and Benefits Act” means the Social Security Contributions and Benefits Act 1992**(12)**;

“the Council Tax Benefit Regulations” means the Council Tax Benefit (General) Regulations 1992**(13)**;

“the Housing Benefit Regulations” means the Housing Benefit (General) Regulations 1987**(14)**;

“the Income Support Regulations” means the Income Support (General) Regulations 1987**(15)**;

“the Jobseeker’s Allowance Regulations” means the Jobseeker’s Allowance Regulations 1996**(16)**; and

“the Pension Schemes Act” means the Pension Schemes Act 1993**(17)**.

(11) S.I. 1996/2745.

(12) 1992 c. 4.

(13) S.I. 1992/1814; the relevant amending instruments are S.I. 1993/688 and 2118, 1994/1924, 1996/462, 1510, 1803, 2518 and 2545, 1998/776 and 1541, 1999/2555 and 2000/440, 1993, 2239 and 2629.

(14) S.I. 1987/1971; the relevant amending instruments are S.I. 1988/1444, 1989/416 and 1017, 1990/546 and 1775, 1991/1599, 1992/50 and 1326, 1993/2118, 1994/578, 1996/462, 1803, 2432, 2518 and 2545, 1997/65, 1998/766 and 1541, 1999/2555 and 2000/440, 1993, 2239 and 2629.

(15) S.I. 1987/1967; the relevant amending instruments are S.I. 1988/663, 910, 999, 1228, 1445 and 2022, 1989/534, 1034 and 1678, 1990/547, 1168, 1776 and 2324, 1991/544, 1992/50, 1326 and 3147, 1993/2119, 1994/527 and 2139, 1995/516, 1613, 2287 and 2927, 1996/206, 1803, 2431, 2518 and 2545, 1997/2197 and 2604, 1999/2555 and 3109 and 2000/440, 1402, 1993, 2239 and 2629.

(16) S.I. 1996/207; the relevant amending instruments are S.I. 1996/1516, 1517, 1803, 2518, 2538 and 2545, 1998/766, 1999/2555 and 2000/440, 1978, 1993, 2239 and 2629.

(17) 1993 c. 48.