

STATUTORY INSTRUMENTS

2006 No. 213

The Housing Benefit Regulations 2006

PART 4

Membership of a family

Persons of prescribed description

19.—(1) Subject to paragraph (2), a person of a prescribed description for the purposes of section 137(1) of the Act as it applies to housing benefit (definition of family) is a person [^{F1}who falls within the definition of qualifying young person in section 142 of the Act (child and qualifying young person)], and in these Regulations such a person is referred to as a “young person”.

(2) Paragraph (1) shall not apply to a person who is—

(a) on income support^{F2}, an income-based jobseeker's allowance or an income-related employment and support allowance^{F3}...

^{F4}(b)

(c) a person to whom section 6 of the Children (Leaving Care) Act 2000 ^{M1} (exclusion from benefits) applies^{F5}; or

(d) entitled to an award of universal credit]

(3) A person of a prescribed description for the purposes of section 137(1) of the Act as it applies to housing benefit (definition of the family) includes a child or young person in respect of whom section 145A of that Act ^{M2} applies for the purposes of entitlement to child benefit but only for the period prescribed under section 145A(1) of that Act.

Textual Amendments

- F1** Words in reg. 19(1) substituted (10.4.2006) by [The Social Security \(Young Persons\) Amendment Regulations 2006 \(S.I. 2006/718\)](#), regs. 1(2)(a), **4(2)(a)**
- F2** Words in reg. 19(2)(a) substituted (27.10.2008) by [The Employment and Support Allowance \(Consequential Provisions\) Regulations 2008 \(S.I. 2008/1082\)](#), regs. 1, **10**
- F3** Word in reg. 19(2) omitted (29.4.2013) by virtue of [The Universal Credit \(Consequential, Supplementary, Incidental and Miscellaneous Provisions\) Regulations 2013 \(S.I. 2013/630\)](#), regs. 1(2), **35(3)**
- F4** Reg. 19(2)(b) omitted (10.4.2006) by virtue of [The Social Security \(Young Persons\) Amendment Regulations 2006 \(S.I. 2006/718\)](#), regs. 1(2)(a), **4(2)(c)**
- F5** Reg. 19(2)(d) and word inserted (29.4.2013) by [The Universal Credit \(Consequential, Supplementary, Incidental and Miscellaneous Provisions\) Regulations 2013 \(S.I. 2013/630\)](#), regs. 1(2), **35(3)**

Marginal Citations

- M1** 2000 c. 35.
- M2** Section 145A was inserted by section 55 of the [Tax Credits Act 2002 \(c. 21\)](#).

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Housing Benefit Regulations 2006. 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 the whole Instrument associated Parts and Chapters:

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

- Table of Contents words omitted by [S.I. 2020/618 reg. 5\(8\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The table of contents for this legislation will be dynamically updated when its provisions are revised)
- Sch. 3 para. 1 table substituted by [S.I. 2024/242 art. 23\(6\)\(a\)](#)Sch. 4
- Sch. 3 para. 2(1)(a) sum substituted by [S.I. 2024/242 art. 23\(6\)\(b\)](#)
- Sch. 3 para. 2(1)(b) sum substituted by [S.I. 2024/242 art. 23\(6\)\(b\)](#)