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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force the following sections of the Welfare Reform Act 2007 (c. 5). Firstly, section 41(1) which relates to the use of social security information. Section 41(1) comes into force on 1st October 2007 (section 41(2) and (3) came into force on 3rd July 2007: see section 70(1) (a) of that Act). Secondly, sections 52 and 53 (disability living allowance: age conditions) which amend sections 72 and 73 of the Social Security Contributions and Benefits Act 1992 (c. 4) which in turn govern the application of the conditions of entitlement to the care component and the mobility component of disability living allowance to people on or around the age of 16 years. This Order also commences minor amendments and repeals consequent to the coming into force of sections 52 and 53. Sections 52 and 53 and the minor amendments and repeals come into force on 1st October 2007. Thirdly, section 60 (power to stop payment of allowances to care home residents) which amends sections 67 and 72 of the Social Security Contributions and Benefits Act 1992. These provisions relate to the power to stop payment of attendance allowance and the care component of disability living allowance to people resident in care homes. Section 60 comes into force on 1st October 2007 for the purpose of making regulations. The regulations will prescribe the circumstances in which payment of attendance allowance and the care component of disability living allowance will be stopped in respect of a person for a period when he is a resident in a care home (an establishment that provides accommodation together with nursing or personal care). This will be where any of the costs of any qualifying services (accommodation, board or personal care) provided for him are borne out of public or local funds under a specified enactment. Section 60 comes into force on 29th October 2007 for all other purposes.

A full regulatory impact assessment has not been carried out in relation to this Order as it does not impose a cost on business, charities or voluntary bodies.