

---

STATUTORY INSTRUMENTS

---

**2008 No. 1042**

**The Social Security (Miscellaneous  
Amendments) (No.2) Regulations 2008**

**Amendments to the Housing Benefit and Council Tax Benefit (Consequential Provisions) Regulations**

7.—(1) The Housing Benefit and Council Tax Benefit (Consequential Provisions) Regulations shall be amended as follows.

(2) In paragraph 3(1) of Schedule 3 (transitional and savings provisions) for “paragraph 13(1)(a)(ii) of Schedule 2 to the 1987 Regulations”, substitute “paragraph 12(1)(a)(ii) of Schedule 2 to the 1987 Regulations”.

(3) In paragraph 5(2) of Schedule 3(1)(transitional and savings provisions), in the paragraph inserted as paragraph (4)(b) of regulation 13 of both of the Housing Benefit Regulations and the Housing Benefit (State Pension Credit) Regulations, for that paragraph (4)(b) substitute—

“(b) is incapable of work for the purpose of Part 12A of the Act; or ”

(4) In paragraph 9(3)(a)(ii) of Schedule 3 (transitional and savings provisions – care homes), in the paragraph inserted as paragraph (1A)(b) of regulation 9 of the Housing Benefit (State Pension Credit) Regulations for “regulation 83(4)”, substitute “regulation 64(5)”.

(5) In paragraph 3(4) of Schedule 4 (transitory modifications), in the paragraph inserted as paragraph 37 of Schedule 4 to the Council Tax Benefit Regulations for “regulation 11A”, substitute “regulation 10A”.