
STATUTORY INSTRUMENTS

2010 No. 875

The Employment and Support Allowance (Transitional Provisions, Housing Benefit and Council Tax Benefit) (Existing Awards) Regulations 2010

PART 2

CONVERSION DECISIONS

Application of certain enactments for purpose of making conversion decisions

6.—(1) The enactments listed in paragraph (2) apply, subject to the modifications specified in Schedule 1, for the purposes of—

- (a) enabling the Secretary of State to make in relation to any person a conversion decision under this Part; and
- (b) providing for the revision of such decisions at any time before the effective date.

(2) The listed enactments are—

- (a) Part 1 of the 2007 Act;
- (b) the 2008 Regulations;
- (c) regulation 32(1) and (1A) of the Social Security (Claims and Payments) Regulations 1987⁽¹⁾ (information to be given);
- (d) Chapter 2 of Part 1 of the Social Security Act 1998⁽²⁾ (social security decisions and appeals); and
- (e) the Social Security and Child Support (Decisions and Appeals) Regulations 1999⁽³⁾.

(3) In the application of the enactments listed in paragraph (2)(d) and (e), the conversion decision is to be treated as if it were a decision as to a person's entitlement to an employment and support allowance which had been made on a claim.

⁽¹⁾ S.I. 1987/1968. Regulation 32(1) and (1A) were substituted by S.I. 2003/1050.

⁽²⁾ 1998 c. 14.

⁽³⁾ S.I. 1999/991.