**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Social Security (Personal Independence Payment) Regulations 2013. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

STATUTORY INSTRUMENTS

# 2013 No. 377

# SOCIAL SECURITY

The Social Security (Personal Independence Payment) Regulations 2013

Made - - - 25th February 2013 Coming into force in accordance with regulation 1(2)

# THE SOCIAL SECURITY (PERSONAL INDEPENDENCE PAYMENT) REGULATIONS 2013

#### PART 1

#### General

- 1. Citation and commencement
- 2. Interpretation

#### PART 2

#### Personal independence payment assessment

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- 4. Assessment of ability to carry out activities
- 5. Scoring for daily living activities
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- 7. Scoring: further provision
- 8. Information or evidence required for determining limited or severely limited ability to carry out activities
- 9. Claimant may be called for a consultation to determine whether the claimant has limited or severely limited ability to carry out activities
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## Required period condition

12. Required period condition: daily living component

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- 15. The prescribed date: claims for personal independence payment after an interval
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#### Residence and presence conditions

- 16. Conditions relating to residence and presence in Great Britain
- 17. Absence from Great Britain
- 18. Absence from Great Britain to receive medical treatment
- 19. Absence from Great Britain in special cases
- 20. Serving members of Her Majesty's forces and their family members further provision
- 21. Terminal illness
- 22. Persons residing in Great Britain to whom a relevant EU Regulation applies
- 23. Persons residing in an EEA state ... or in Switzerland to whom a relevant EU Regulation applies
- 23ZA Persons in receipt of an equivalent Scottish benefit who move from Scotland to England or Wales
- 23A Refugees and certain persons with leave to enter or remain in the United KingdomRefugees and certain persons with leave to enter and remain in the United Kingdom

#### PART 5

#### Rate of personal independence payment

24. Rate of personal independence payment

#### PART 6

#### Provisions relating to age

- 25. Exceptions to section 83 where entitlement exists or claim made before relevant age
- 26. Claim for personal independence payment after an interval and after reaching the relevant age
- 27. Revision and supersession of an award after the person has reached the relevant age

# PART 7

Payability when person is residing in certain accommodation or is detained in custody

- 28. Care home residents
- 29. Hospital in-patients aged 18 or over
- 30. Payability exceptions: care homes and hospitals
- 31. Prisoners and detainees
- 32. Periods of residence Signature

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# SCHEDULE 1 — PERSONAL INDEPENDENCE PAYMENT ASSESSMENT PART 1 — INTERPRETATION

- 1. In this Schedule, "aided" means with the use...
  - PART 2 DAILY LIVING ACTIVITIES PART 3 MOBILITY ACTIVITIES

#### SCHEDULE 2 — MEMBERS OF HER MAJESTY'S FORCES: EXCLUDED PERSONS

- The following persons are not members of Her Majesty's forces... 1.
- 2. Paragraph (1)(a) does not include any person who -

Explanatory Note

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### Changes and effects yet to be applied to :

- Sch. 1 para. 1 word omitted by S.I. 2024/374 Sch. 5 para. 20(a)(i)
- Sch. 1 para. 1 word omitted by S.I. 2024/374 Sch. 5 para. 20(b)(i)
- Sch. 1 para. 1 words inserted by S.I. 2024/374 Sch. 5 para. 20(a)(ii)
- Sch. 1 para. 1 words inserted by S.I. 2024/374 Sch. 5 para. 20(b)(ii)
- Sch. 1 Pt. 3 Table words substituted by S.I. 2017/194 reg. 2(4) (This amendment not applied to legislation.gov.uk. Regulation 2(4) of the Social Security (Personal Independence Payment) (Amendment) Regulations 2017 was quashed retrospectively from the date it came into effect by the High Court decision in RF v Secretary of State for Work and Pensions [2017] EWHC 3375 (Admin) on 21st December 2017.)
- reg. 24(1)(a) sum substituted by S.S.I. 2024/106 art. 8(a)(i)
- reg. 24(1)(a) sum substituted by S.I. 2024/242 art. 15(a)
- reg. 24(1)(b) sum substituted by S.S.I. 2024/106 art. 8(a)(ii)
- reg. 24(1)(b) sum substituted by S.I. 2024/242 art. 15(b)
- reg. 24(2)(a) sum substituted by S.S.I. 2024/106 art. 8(b)(i)
- reg. 24(2)(a) sum substituted by S.I. 2024/242 art. 15(c)
- reg. 24(2)(b) sum substituted by S.S.I. 2024/106 art. 8(b)(ii)
- reg. 24(2)(b) sum substituted by S.I. 2024/242 art. 15(d)