STATUTORY INSTRUMENTS

2013 No. 384

SOCIAL SECURITY

The Social Security (Overpayments and Recovery) Regulations 2013

Made - - - - 25th February 2013

Laid before Parliament 4th March 2013

Coming into force in accordance with

THE SOCIAL SECURITY (OVERPAYMENTS AND RECOVERY) REGULATIONS 2013

PART 1

General

- 1. Citation and commencement
- 2. Interpretation

PART 2

Recoverability

- 3. Recoverable amounts
- 4. Persons from whom an overpayment may be recovered

regulation 1(2) and (3)

Circumstances in which a determination need not be reversed, varied, revised or superseded prior to recovery

PART 3

Prevention of duplication of payments

6. Duplication and prescribed income

PART 4

Calculation of recoverable amount of an overpayment

- 7. Diminution of capital
- 8. Sums to be deducted
- 9. Sums to be deducted: change of dwelling

PART 5

The process of recovery

- 10. Recovery by deduction from benefits
- 11. Recovery by deduction from universal credit
- 12. Recovery by deduction from jobseeker's allowance
- 13. Recovery by deduction from employment and support allowance
- 14. Recovery by deduction from state pension credit
- 15. Restrictions on recovery of rent and consequent notifications
- 16. Offsetting

PART 6

Recovery by deduction from earnings

- 17. Interpretation of Part 6
- 18. Exemption from this Part
- 19. Notices
- 20. Amount to be deducted by employer
- 21. Employer to notify liable person of deduction
- 22. Payment by employer to the appropriate authority
- 23. Information to be provided by the liable person
- 24. Duty of employers and others to notify appropriate authority
- 25. Power to vary notices
- 26. Discharge of notices
- 27. Lapse of notices
- 28. Crown employment
- 29. Priority as between notices and orders requiring deduction from earnings
- 30. Offences

PART 7

Amendments to associated legislation

- 31. Amendments to the Social Security (Payments on account, Overpayments and Recovery) Regulations 1988
- 32. Amendment of the Social Fund (Recovery by Deductions from Benefits) Regulations 1988

PART 8

Amendment of provisions relating to recovery of overpaid housing benefit

- 33. Amendment of the Housing Benefit Regulations 2006
- 34. Amendment of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006 Signature

SCHEDULE 1 — EXEMPTION FOR EXISTING MICRO-BUSINESSES AND NEW BUSINESSES

- 1. Micro-businesses
- 2. Existing micro-businesses
- 3. New businesses

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Changes to legislation: There are currently no known outstanding effects for the The Social Security (Overpayments and Recovery) Regulations 2013. (See end of Document for details)

- 4. The exemption period: existing micro-businesses
- 5. Grace periods in which business grows
- 6. Number of employees of a business
- 7. Employees of a business
- 8. Employees
- 9. Franchises

SCHEDULE 2 — AMOUNTS TO BE DEDUCTED BY EMPLOYERS

Explanatory Note

Changes to legislation:
There are currently no known outstanding effects for the The Social Security (Overpayments and Recovery) Regulations 2013.