*Draft Order laid before Parliament under sections 150(2), 150A(2) and 190(1)(a) of the Social Security Administration Act 1992, for approval by resolution of each House of Parliament.*

D R A F T  S T A T U T O R Y  I N S T R U M E N T S

# 2017 No. 000

# SOCIAL SECURITY

# TERMS AND CONDITIONS OF EMPLOYMENT

## The Social Security Benefits Up-rating Order 2017

*Made - - - - 2017*

*Coming into force in accordance with article 1*

## CONTENTS

PART 1
INTRODUCTION


1. Citation, commencement and effect
2. Interpretation


PART 2
SOCIAL SECURITY BENEFITS AND PENSIONS


3. Rates or amounts of certain benefits under the Contributions and Benefits Act
4. Increase in rates or amounts of certain pensions and allowances under the Contributions and Benefits Act
5. Increase in rates or amount of certain benefits under the Pension Schemes Act
6. Increase in rates or amounts of certain pensions under Part 1 of the Pensions Act
7. Dates on which sums specified for rates or amounts of benefits in articles 3, 4, 5, 6, 12, 13 and 14 are changed by this Order
8. Earnings Limits
9. Statutory Sick Pay
10. Statutory Maternity Pay
11. Statutory Paternity Pay, Statutory Adoption Pay and Statutory Shared Parental Pay
12. Increase in rate of graduated retirement benefit
13. Increase in amount of Category C retirement pension under the Social Security (Widow's Benefit and Retirement Pensions) Regulations 1979
14. Maximum additional pension
15. Increase in rates of Disability Living Allowance
16. Increase in rates of Personal Independence Payment
17. Rates of age addition

18. Rates of transitional invalidity allowance
19. Rates of bereavement benefits

PART 3
INCOME SUPPORT AND HOUSING BENEFIT

20. Applicable amounts for Income Support
21. Income Support Transitional Protection
22. Housing Benefit
23. Housing Benefit for certain persons over the qualifying age for State Pension Credit

PART 4
JOBSEEKER'S ALLOWANCE

24. Applicable amounts for Jobseeker's Allowance

PART 5
STATE PENSION CREDIT

25. State Pension Credit

PART 6
EMPLOYMENT AND SUPPORT ALLOWANCE

26. Applicable amounts for the ESA Regulations 2008
27. Prescribed amount for the ESA Regulations 2013

PART 7
UNIVERSAL CREDIT

28. Universal Credit

PART 8
REVOCATIONS

29. Revocations

SCHEDULE 1 — PROVISIONS OF SCHEDULE 4 TO THE CONTRIBUTIONS AND BENEFITS ACT AS AMENDED BY THIS ORDER
PART I — CONTRIBUTORY PERIODICAL BENEFITS
PART II — BEREAVEMENT PAYMENT
PART III — NON-CONTRIBUTORY PERIODICAL BENEFITS
PART IV — INCREASES FOR DEPENDANTS
PART V — RATES OF INDUSTRIAL INJURIES BENEFIT
SCHEDULE 2 — PARAGRAPH 2 OF PART I OF SCHEDULE 2 TO THE INCOME SUPPORT REGULATIONS
PART I — PERSONAL ALLOWANCES

SCHEDULE 3 — PART IV OF SCHEDULE 2 TO THE INCOME SUPPORT REGULATIONS AS AMENDED BY THIS ORDER
PART IV — WEEKLY AMOUNTS OF PREMIUMS SPECIFIED IN PART III
SCHEDULE 4 — APPLICABLE AMOUNTS SPECIFIED IN THE INCOME SUPPORT REGULATIONS
SCHEDULE 5 — PARAGRAPH 2 OF PART 1 OF SCHEDULE 3 TO THE HOUSING BENEFIT REGULATIONS AS AMENDED BY THIS ORDER
PART 1 — Personal Allowances
SCHEDULE 6 — PART 4 OF SCHEDULE 3 TO THE HOUSING BENEFIT REGULATIONS AS AMENDED BY THIS ORDER
PART 4 — Amounts of premiums specified in Part 3
SCHEDULE 7 — PART 1 OF SCHEDULE 3 TO THE HOUSING BENEFIT (SPC) REGULATIONS AS AMENDED BY THIS ORDER
PART 1 — Personal Allowances
SCHEDULE 8 — PART 4 OF SCHEDULE 3 TO THE HOUSING BENEFIT (SPC) REGULATIONS AS AMENDED BY THIS ORDER
PART 4 — Amounts of premiums specified in Part 3
SCHEDULE 9 — PARAGRAPH 2 OF PART 1 OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS
PART 1 — Personal Allowances
SCHEDULE 10 — PART IV OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS AS AMENDED BY THIS ORDER
PART IV — Weekly amounts of premiums specified in Part III
SCHEDULE 11 — PART IVB OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS AS AMENDED BY THIS ORDER
PART IVB — Weekly amounts of premiums specified in Part IVA
SCHEDULE 12 — APPLICABLE AMOUNTS SPECIFIED IN THE JOBSEEKER'S ALLOWANCE REGULATIONS
SCHEDULE 13 — OTHER AMOUNTS SPECIFIED IN THE STATE PENSION CREDIT REGULATIONS
SCHEDULE 14 — PART 3 OF SCHEDULE 4 TO THE ESA REGULATIONS 2008 AS AMENDED BY THIS ORDER
PART 3 — Weekly amount of premiums specified in Part 2
SCHEDULE 15 — APPLICABLE AMOUNTS SPECIFIED IN THE ESA REGULATIONS 2008
SCHEDULE 16 — AMOUNTS OF CERTAIN ELEMENTS SPECIFIED IN THE TABLE IN REGULATION 36 OF THE UNIVERSAL CREDIT REGULATIONS AS AMENDED BY THIS ORDER
SCHEDULE 17 — OTHER AMOUNTS SPECIFIED IN THE UNIVERSAL CREDIT REGULATIONS

The Secretary of State for Work and Pensions has made a review as required by sections 150(1)(**a**) and 151A(1)(**b**) of the Social Security Administration Act 1992 and it appeared to the Secretary of State that the general level of prices was greater at the end of the period under review than it was at the beginning of the period.

The Secretary of State for Work and Pensions has also made a review as required by section 150A(1) of that Act**(c)** and it appeared to the Secretary of State that the general level of earnings was greater at the end of the period under review than it was at the beginning of the period.

A draft of this Order was laid before Parliament in accordance with sections 150(2), 150A(2) and 190(1)(a) of that Act, and approved by a resolution of each House.

The Treasury(**d**) has consented to the making of this Order.

Accordingly, the Secretary of State for Work and Pensions, in exercise of the powers conferred by sections 150**(e)**, 150A, 151**(f)**, 151A and 189(1), (4) and (5)**(g)** of the Social Security Administration Act 1992, makes the following Order.

# PART 1

## INTRODUCTION

### Citation, commencement and effect

**1.**—(1) This Order may be cited as the Social Security Benefits Up-rating Order 2017.

(2) Subject to paragraphs (3) and (4), this Order shall come into force for the purposes of—

(a) this article and articles 2 and 7, on 1st April 2017;

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(**a**) 1992 c. 5 ("the Administration Act"). Section 150 was amended by paragraph 28 of Schedule 8 to the Pension Schemes Act 1993 (c. 48) ("the 1993 Act"), sections 2(3) and 9(4) of the Social Security (Incapacity for Work) Act 1994 (c. 18) ("the 1994 Act"), paragraph 64 of Schedule 2 to the Jobseekers Act 1995 (c. 18) ("the 1995 Act"), section 131(2) of the Pensions Act 1995 (c. 26), paragraph 24 of Schedule 12 to the Welfare Reform and Pensions Act 1999 (c. 30) ("the 1999 Act"), paragraph 16 of Schedule 2 to the State Pension Credit Act 2002 (c. 16) ("the 2002 Act"), paragraph 35 of Schedule 3, and Schedule 6, to the Tax Credits Act 2002 (c. 21) ("the Tax Credits Act"), paragraph 14 of Schedule 7 to the Employment Act 2002 (c. 22), paragraph 21 of Schedule 11 to the Pensions Act 2004 (c. 35), section 6(1) to (4) of, and paragraph 21 of Schedule 1 to, the Pensions Act 2007 (c. 22), paragraph 10(21) of Schedule 3 to the Welfare Reform Act 2007 (c. 5), section 2(1) of the Pensions Act 2011 (c. 19), paragraph 22 of Schedule 2, and paragraph 17 of Schedule 9, to the Welfare Reform Act 2012 (c. 5) ("the 2012 Act"), sections 23 and 24 of, and paragraphs 18 and 70 of Schedule 12 and 56 of Schedule 13 to, the Pensions Act 2014 (c. 19) ("the 2014 Act"), paragraph 8 of the Schedule to S.I. 2005/2053, article 2 of S.I. 2006/2839 and by regulation 7 of S.I. 2014/2888. *See* also section 4(8) of the 1994 Act and regulation 18(3) of S.I. 1995/310.

(**b**) Section 151A was inserted by section 23 of, and paragraph 21 of Schedule 12 to, the 2014 Act and amended by S.I. 2015/1754.

(**c**) Section 150A was inserted by section 5(1) of the Pensions Act 2007 and amended by section 23 of, and paragraphs 8, 19 and 82 of Schedule 12 to, the 2014 Act and regulation 7 of S.I. 2014/2888.

(**d**) *See* section 189(8) of the Administration Act.

(**e**) The functions of the Secretary of State under section 150, so far as relating to child benefit and guardian's allowance, were transferred to the Commissioners of Inland Revenue by section 50(1) of the Tax Credits Act. The functions of those Commissioners were transferred to the Commissioners for Her Majesty's Revenue and Customs by section 5 of the Commissioners for Revenue and Customs Act 2005 (c. 11). Section 50 of that Act provides that in so far as appropriate in consequence of section 5 a reference to the Commissioners of Inland Revenue (in whatever terms) is to be read as a reference to the Commissioners for Her Majesty's Revenue and Customs.

(**f**) Section 151 was amended by paragraph 29 of Schedule 8 to the 1993 Act, section 130(2) of the Pensions Act 1995, paragraph 22 of Schedule 11 to the Pensions Act 2004, section 2(3) of the Pensions Act 2011 and section 23 of, and paragraph 20 of Schedule 12 to, the 2014 Act.

(**g**) Section 189(1) was amended by paragraph 109 of Schedule 7, and Schedule 8, to the Social Security Act 1998 (c. 14) ("the 1998 Act"), paragraph 57 of Schedule 3 to the Social Security Contributions (Transfer of Functions, etc.) Act 1999 (c. 2) and Schedule 6 to the Tax Credits Act.

(b) article 3—

(i) in so far as it relates to any increase to which article 7(9)(b) applies, on 1st April 2017, and

(ii) for all other purposes, on 10th April 2017;

(c) articles 4, 5, 6, 12, 13, 14, 15, 16 and 19, on 10th April 2017;

(d) article 8, in so far as it relates to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 1st April 2017, and for the purpose of this sub-paragraph "benefit week" has the same meaning as in regulation 2(1) of the Computation of Earnings Regulations;

(e) article 9, on 6th April 2017;

(f) article 10, on 2nd April 2017, except for the purpose of determining the rate of maternity allowance in accordance with section 35A(1)(**a**) of the Contributions and Benefits Act (appropriate weekly rate of maternity allowance under section 35), for which purpose it shall come into force on 10th April 2017;

(g) article 11, on 2nd April 2017;

(h) articles 17 and 18, on 6th April 2017;

(i) articles 20 and 21, in so far as they relate to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 10th April 2017, and for the purpose of this sub-paragraph "benefit week" has the same meaning as in the Income Support Regulations;

(j) articles 22 and 23, in relation to a case where rent is payable at intervals of a week or any multiple thereof, on 3rd April 2017, and in relation to any other case, on 1st April 2017;

(k) article 24, in so far as it relates to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 10th April 2017, and for the purpose of this sub-paragraph "benefit week" has the same meaning as in the Jobseeker's Allowance Regulations;

(l) article 25, in so far as it relates to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 10th April 2017, and for the purpose of this sub-paragraph "benefit week" has the same meaning as in the State Pension Credit Regulations;

(m) article 26, in so far as it relates to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 10th April 2017, and for the purpose of this sub-paragraph "benefit week" has the same meaning as in the ESA Regulations 2008;

(n) article 27, in so far as it relates to a particular beneficiary, on the first day of the first benefit week to commence for that beneficiary on or after 10th April 2017, and for the purpose of this sub-paragraph "benefit week" has the same meaning as in the ESA Regulations 2013;

(o) article 28, in so far as it relates to a particular beneficiary, on the first day of the first assessment period to commence for that beneficiary on or after 10th April 2017(**b**), and for the purpose of this sub-paragraph "assessment period" has the same meaning as in section 7(2) of the Welfare Reform Act 2012(**c**); and

(p) article 29, on 9th May 2017.

(3) In so far as articles 3, 4, 10, 12, 19 and 27 relate to a beneficiary in favour of whom an award of universal credit is in force, those articles shall come into force for the purposes of determining

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(**a**) Section 35A was inserted by section 53 of the 1999 Act. Subsection (1) was substituted by section 48 of the Employment Act 2002 (c. 22). The rate of maternity allowance is linked to the prescribed rate of statutory maternity pay set out in regulation 6 of S.I. 1986/1960.

(**b**) *See* S.I. 2014/2888 which amends section 150(10) of the Administration Act and also inserts section 150(10ZA) and (10ZB) into that Act so that it aligns with the monthly assessment period cycle in universal credit.

(**c**) 2012 c. 5.

the beneficiary's unearned income in relation to that award on the same day as article 28 comes into force for that beneficiary.

(4) The changes made in the sums specified for rates or amounts of benefit in articles 3, 4, 5, 6, 12, 13 and 14 shall take effect for each case on the date specified in relation to that case in article 7.

**Interpretation**

**2.** In this Order—

"the Administration Act" means the Social Security Administration Act 1992;

"the Computation of Earnings Regulations" means the Social Security Benefit (Computation of Earnings) Regulations 1996(**a**);

"the Contributions and Benefits Act" means the Social Security Contributions and Benefits Act 1992(**b**);

"the ESA Regulations 2008" means the Employment and Support Allowance Regulations 2008**(c)**;

"the ESA Regulations 2013" means the Employment and Support Allowance Regulations 2013(**d**);

"the Housing Benefit Regulations" means the Housing Benefit Regulations 2006**(e)**;

"the Housing Benefit (SPC) Regulations" means the Housing Benefit (Persons who have attained the qualifying age for State Pension Credit) Regulations 2006**(f)**;

"the Income Support Regulations" means the Income Support (General) Regulations 1987**(g)**;

"the Jobseeker's Allowance Regulations" means the Jobseeker's Allowance Regulations 1996**(h)**;

"the Pensions Act" means the Pensions Act 2014(**i**);

"the Pension Schemes Act" means the Pension Schemes Act 1993**(j)**;

"the State Pension Credit Regulations" means the State Pension Credit Regulations 2002**(k)**; and

"the Universal Credit Regulations" means the Universal Credit Regulations 2013(**l**).

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(**a**) S.I. 1996/2745; the relevant amending instrument is S.I. 2002/842.
(**b**) 1992 c. 4 ("the Contributions and Benefits Act").
(**c**) S.I. 2008/794; the relevant amending instruments are S.I. 2008/2428 and 3195, 2009/2655 and 3228, 2010/1811, 2011/2428, 2014/591, 2015/457 and 2016/242.
(**d**) S.I. 2013/379; the relevant amending instrument is S.I. 2015/457.
(**e**) S.I. 2006/213; the relevant amending instruments are S.I. 2006/718, 2007/2868, 2008/1082 and 2428, 2009/2608, 2010/793, 2015/457, 1754 and 1857 and 2016/242.
(**f**) S.I. 2006/214; the relevant amending instruments are S.I. 2006/718, 2007/2869, 2008/3157, 2010/793, 2015/457, 1754 and 1857 and 2016/242.
(**g**) S.I. 1987/1967; the relevant amending instruments are S.I. 1990/1776, 1995/516, 1613 and 2927, 1996/206, 1803, 2518 and 2545, 1998/766, 1999/2555, 3109 and 3178, 2000/2629, 2001/3651, 2002/2497 and 3019, 2003/455, 2004/2327 and 2825, 2005/3360, 2006/718, 2007/719, 2009/3228, 2010/1811, 2014/591, 2015/457 and 2016/242.
(**h**) S.I. 1996/207; the relevant amending instruments are S.I. 1996/1516, 1803, 2518 and 2545, 1998/766, 1999/2555 and 2860, 2000/636, 1978 and 2629, 2001/518 and 3651, 2003/455 and 511, 2004/2327 and 2825, 2006/718, 2007/719, 2008/3195, 2009/1488 and 3228, 2010/1811, 2014/591, 2015/457 and 2016/242.
(**i**) 2014 c. 19.
(**j**) 1993 c. 48; the relevant amending instrument is S.I. 2005/2050.
(**k**) S.I. 2002/1792; the relevant amending instruments are S.I. 2002/3197, 2004/2327 and 2825, 2005/3360, 2006/588 and 2378, 2007/2618, 2008/3195, 2010/1811, 2014/591, 2015/457 and 1754 and 2016/230 and 242.
(**l**) S.I. 2013/376; the relevant amending instruments are S.I. 2013/1508 and 2015/457.

# PART 2

## SOCIAL SECURITY BENEFITS AND PENSIONS

### Rates or amounts of certain benefits under the Contributions and Benefits Act

**3.**—(1) From and including the respective dates specified in article 7, the sums specified in paragraph (2) shall be increased so that Schedule 4 to the Contributions and Benefits Act (contributory periodical benefits, non-contributory periodical benefits, increases for dependants and rates of industrial injuries benefit), except paragraph 5 of Part III of that Schedule (guardian's allowance), has effect as set out in Schedule 1 to this Order.

(2) The sums mentioned in paragraph (1) are the sums specified in Parts I, III, IV and V of Schedule 4 to the Contributions and Benefits Act except in—

(a) Part III, the sum specified for age addition to a pension of any category and otherwise under section 79 of that Act;

(b) Part IV, the sums specified in column (2) (increase for qualifying child); and

(c) Part V, the sums specified for the increase in disablement pension for dependent children and death benefit allowance in respect of children and qualifying young persons**(a)**.

### Increase in rates or amounts of certain pensions and allowances under the Contributions and Benefits Act

**4.**—(1) The sums specified in paragraphs (2) to (5) shall be increased from and including the respective dates specified in article 7.

(2) The sums falling to be calculated under paragraph 13(4) of Schedule 7 to the Contributions and Benefits Act (calculation of weekly rate of a beneficiary's retirement allowance) shall be increased by 1.0 per cent.

(3) In section 44(4) of the Contributions and Benefits Act**(b)** (basic pension in a Category A retirement pension)—

(a) for "£101.10" substitute "£102.10"; and

(b) for "£119.30" substitute "£122.30".

(4) It is directed**(c)** that the sums which are—

(a) additional pensions in long-term benefits calculated by reference to any final relevant year earlier than the tax year 2016-2017;

(b) increases in the rates of retirement pensions under Schedule 5 to the Contributions and Benefits Act**(d)** (pension increase or lump sum where entitlement to retirement pension is deferred);

(c) lump sums to which surviving spouses or civil partners will become entitled under paragraph 7A of that Schedule**(e)** on becoming entitled to a Category A or Category B retirement pension (entitlement to lump sum where pensioner's deceased spouse or civil partner has deferred entitlement); and

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(**a**) Part V of Schedule 4 to the Contributions and Benefits Act was amended by paragraph 15 of Schedule 1 to the Child Benefit Act 2005 (c. 6) ("the 2005 Act").

(**b**) Section 44(4) was substituted by section 68 of the 1998 Act and amended by section 67 of, and Schedule 8 to, the Welfare Reform Act 2007 and S.I. 2015/457 and 2016/230.

(**c**) *See* section 151(1) of the Administration Act.

(**d**) Schedule 5 was amended by paragraph 42 of Schedule 8 to the 1993 Act, paragraph 40 of Schedule 1 to the 1994 Act, paragraphs 6 and 21 of Schedule 4, and Schedule 7, to the Pensions Act 1995, section 39 of the Child Support, Pensions and Social Security Act 2000 (c. 19) ("the 2000 Act"), Schedule 6 to the Tax Credits Act, paragraphs 2 to 14 of Schedule 11 to the Pensions Act 2004 (c. 35), paragraphs 19 and 20 of Schedule 1, and Schedule 7, to the Pensions Act 2007, paragraph 94 of Schedule 12 to the 2014 Act and S.I. 2005/2053 and 2014/560 and 3168.

(**e**) Paragraph 7A was inserted by paragraph 11 of Schedule 11 to the Pensions Act 2004 and amended by paragraph 5(11) of the Schedule to S.I. 2005/2053.

(d) payable to a pensioner as part of their Category A or Category B retirement pension by virtue of an order made under section 126A of the Social Security Act 1975**(a)**, section 63 of the Social Security Act 1986**(b)** or section 150(1)(e) of the Administration Act,

shall in each case be increased by 1.0 per cent.

(5) The sums which, under—

(a) section 55A and 55AA of the Contributions and Benefits Act**(c)**, are shared additional pensions; and

(b) paragraph 2 of Schedule 5A to the Contributions and Benefits Act**(d)**, are increases in the rates of such pensions,

shall in each case be increased by 1.0 per cent.

**Increase in rates or amount of certain benefits under the Pension Schemes Act**

**5.**—(1) It is directed**(e)** that the sums specified in paragraph (2) shall be increased from and including the respective dates specified in article 7.

(2) Sums which are payable by virtue of section 15(1) of the Pension Schemes Act (which provides for increases in a person's guaranteed minimum pension if payment of their occupational pension is postponed after they attain pensionable age) to a person who is also entitled to a Category A or Category B retirement pension (including sums payable by virtue of section 17(2)**(f)** and (3) of that Act) shall be increased by 1.0 per cent. where the increase under section 15(1) is attributable to earnings factors for the tax year 1987-88 and earlier tax years**(g)**.

**Increase in rates or amounts of certain pensions under Part 1 of the Pensions Act**

**6.**—(1) The sums specified in paragraphs (2) to (4) shall be increased from and including the date specified in article 7(10).

(2) In regulation 1A of the State Pension Regulations 2015(**h**) (full rate of state pension) for "£155.65" substitute "£159.55".

(3) It is directed(**i**) that the sums which are increases under section 17 of the Pensions Act in the rates of state pensions under Part 1 of that Act shall be increased by 1.0 per cent.

(4) The amounts which, under—

(a) section 9 of the Pensions Act, are survivor's pensions based on inheritance of deferred old state pension;

(b) paragraph 4(3) of Schedule 2 to the Pensions Act, are the amounts of state pensions under Part 1 of the Pensions Act at the transitional rate which exceed the full rate for those who reach pensionable age before 10th April 2017;

(c) paragraphs 5(3) and 6 of Schedule 4 to the Pensions Act, are the amounts of survivor's pensions which either alone or in combination with certain other pensions under that Act exceed the full rate; and

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(**a**) 1975 c. 14; section 126A was inserted by section 12 of the Social Security Act 1979 (c. 18) and repealed by section 86 of, and Schedule 11 to, the Social Security Act 1986 (c. 50).

(**b**) Section 63 was repealed by Schedule 1 to the Social Security (Consequential Provisions) Act 1992 (c. 6).

(**c**) Section 55A was inserted by paragraph 3 of Schedule 6 to the 1999 Act and amended by section 41(3) of the 2000 Act and paragraph 5 of Schedule 11 to the 2014 Act. Section 55AA was inserted by paragraph 6 of Schedule 11 to the 2014 Act.

(**d**) Schedule 5A was inserted by paragraph 15 of Schedule 11 to the Pensions Act 2004.

(**e**) *See* section 151(2) of the Administration Act.

(**f**) Section 17(2) was amended by paragraph 4(b) of Schedule 1 to S.I. 2005/2050.

(**g**) *See* section 151(4) of the Administration Act. Under section 151(4), where an increment under section 15(1) of the 1993 Act is increased by an order under section 109 of that Act, the increase that would otherwise fall to be made by this Order is reduced by the amount of the increase under section 109. Section 109 of the 1993 Act was amended by section 55 of the Pensions Act 1995. The Guaranteed Minimum Pensions Increase Order 2017 (S.I. 2017/) provides for an increase of 1.0 per cent where the increase under section 15(1) is attributable to the tax years 1988-89 and subsequent tax years up to and including 1996-97.

(**h**) S.I. 2015/173; regulation 1A was inserted by S.I. 2016/227.

(**i**) *See* section 151(2) of the Administration Act.

(d) paragraphs 5(3) and 6 of Schedule 9 to the Pensions Act, are the amounts of shared state pensions under Part 1 of the Pensions Act which either alone or in combination with certain other pensions under that Act exceed the full rate,

shall in each case be increased by 1.0 per cent.

(5) For the purpose of this article, "old state pension" has the same meaning as in section 22 of the Pensions Act.

**Dates on which sums specified for rates or amounts of benefits in articles 3, 4, 5, 6, 12, 13 and 14 are changed by this Order**

**7.**—(1) Paragraphs (2) to (8), which are subject to the provisions of paragraph (9), specify the date on which the changes made by this Order in the sums specified for rates or amounts of benefit in articles 3, 4, 5, 6, 12, 13 and 14 shall take effect for each case.

(2) Any increases in the sums mentioned in articles 3, 4, 12 and 13 for Category A and Category B retirement pension, graduated retirement benefit and Category C retirement pension together with, where appropriate, any increases for dependants, shall take effect on 10th April 2017.

(3) The increases in the sums mentioned in article 5(2) shall take effect on 10th April 2017.

(4) Any increases in the sums specified for—

(a) the rate of—

(i) Category C and Category D retirement pension,

(ii) attendance allowance, and

(iii) carer's allowance (except in a case where the Secretary of State has made arrangements for it to be paid on a Wednesday); and

(b) any increases in—

(i) Category C retirement pension and carer's allowance referred to in sub-paragraph (a)(i) and (iii), and

(ii) widowed mother's allowance and widowed parent's allowance,

in respect of dependants,

shall take effect on 10th April 2017.

(5) Any increases in the sums specified for—

(a) the rate of—

(i) carer's allowance in a case where the Secretary of State has made arrangements for it to be paid on a Wednesday,

(ii) disablement benefit,

(iii) maximum disablement gratuity under paragraph 9(2) of Schedule 7 to the Contributions and Benefits Act,

(iv) industrial death benefit by way of widow's and widower's pension,

(v) the maximum of the aggregate of weekly benefit payable for successive accidents, under section 107(1) of the Contributions and Benefits Act; and

(b) any increases in—

(i) the benefits referred to in paragraphs (i), (iii) and (iv) of sub-paragraph (a) in respect of dependants, and

(ii) disablement pension,

shall take effect on 12th April 2017.

(6) In any case where a person's weekly rate of Category A or Category B retirement pension falls to be increased under the provisions of section 47(1) or 48C(2) of the Contributions and

Benefits Act**(a)** by reference to the weekly rate of invalidity allowance or age addition to long-term incapacity benefit to which the person was previously entitled, any increase in such sum shall take effect on 10th April 2017.

(7) The changes in the sums specified for the rate of incapacity benefit and severe disablement allowance together with, where appropriate, any increases for dependants, shall take effect on 6th April 2017.

(8) The increases in the sums falling to be calculated in accordance with paragraph 13(4) of Schedule 7 to the Contributions and Benefits Act (retirement allowance) shall take effect on 12th April 2017.

(9) Any increases in the sums specified in article 3 of this Order in so far as those sums are relevant for the purposes of establishing whether the rate of any benefit is not to be increased in respect of an adult dependant because the earnings of the dependant exceed a specified amount**(b)**, shall take effect—

(a) except in a case where sub-paragraph (b) applies, on the first day of the first benefit week to commence for the beneficiary on or after 10th April 2017;

(b) in a case where regulation 7(b) of the Computation of Earnings Regulations (date on which earnings are treated as paid) applies, on the first day of the first benefit week to commence for the beneficiary on or after 1st April 2017,

and for the purpose of this paragraph, "benefit week" has the same meaning as in regulation 2(1) of the Computation of Earnings Regulations.

(10) Any increases in the sums mentioned in article 6 for state pension under Part 1 of the Pensions Act shall take effect on 10th April 2017.

(11) The increase in the sum mentioned in article 14 shall take effect on 10th April 2017.

### Earnings Limits

**8.** In section 80(4) of the Contributions and Benefits Act(**c**) (earnings limits in respect of child dependency increases)—

(a) "£230.00" remains unchanged; and

(b) "£30.00" remains unchanged.

### Statutory Sick Pay

**9.** In section 157(1) of the Contributions and Benefits Act**(d)** (rate of payment of statutory sick pay) for "£88.45" substitute "£89.35".

### Statutory Maternity Pay

**10.** In regulation 6 of the Statutory Maternity Pay (General) Regulations 1986**(e)** (prescribed rate of statutory maternity pay) for "£139.58" substitute "£140.98".

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(**a**) Section 47(1) was amended by paragraph 13 of Schedule 1 to the 1994 Act. Section 48C was inserted by paragraph 3 of Schedule 4 to the Pensions Act 1995 and amended by S.I. 2005/2053.

(**b**) *See* section 82(3)(a) of the Contributions and Benefits Act, regulations 8 and 10(2) of, and paragraph 7 of Schedule 2 to, the Social Security Benefit (Dependency) Regulations 1977 (S.I. 1977/343) ("the 1977 Regulations") and regulation 10 of the Social Security (Incapacity Benefit-Increases for Dependants) Regulations 1994 (S.I. 1994/2945). Relevant amending instruments are S.I. 1984/1698 and 1699, 1987/355, 1988/554, 1989/523 and 1642, 1992/3041, 1994/2945, 1996/1345 and 2745, 2002/2497, 2005/2877 and 2006/692. Paragraph 7 of Schedule 2 to the 1977 Regulations was also amended by section 37 of the Social Security Act 1986.

(**c**) Section 80 was repealed by Schedule 6 to the Tax Credits Act. Article 3 of S.I. 2003/938 saves the repealed provision in certain circumstances. Relevant amending instrument is S.I. 2015/457.

(**d**) Relevant amending instrument is S.I. 2015/30.

(**e**) S.I. 1986/1960; relevant amending instruments are S.I. 2002/2690 and 2015/30.

**Statutory Paternity Pay, Statutory Adoption Pay and Statutory Shared Parental Pay**

**11.**—(1) In the Statutory Paternity Pay and Statutory Adoption Pay (Weekly Rates) Regulations 2002(**a**)—

(a) in regulation 2(a) (weekly rate of payment of statutory paternity pay) for "£139.58" substitute "£140.98"; and

(b) in regulation 3(a) (weekly rate of payment of statutory adoption pay) for "£139.58" substitute "£140.98".

(2) In regulation 40(1)(a) of the Statutory Shared Parental Pay (General) Regulations 2014(**b**) (weekly rate of payment of statutory shared parental pay) for "£139.58" substitute "£140.98".

**Increase in rate of graduated retirement benefit**

**12.**—(1) In section 36(1) of the National Insurance Act 1965**(c)** (graduated retirement benefit)—

(a) the sum of 13.30 pence shall be increased by 1.0 per cent.; and

(b) from and including 10th April 2017 the reference to that sum shall have effect as a reference to 13.43 pence.

(2) The sums which are the increases of graduated retirement benefit under Schedule 2 to the Social Security (Graduated Retirement Benefit) (No. 2) Regulations 1978**(d)** (increases for deferred retirement) shall be increased by 1.0 per cent.

(3) The sums which are lump sums to which surviving spouses or civil partners will become entitled under Schedule 1 to the Social Security (Graduated Retirement Benefit) Regulations 2005**(e)** (increases of graduated retirement benefit and lump sums) shall be increased by 1.0 per cent.

(4) The sums which are the additions under section 37(1) of the National Insurance Act 1965 (additions for widows and widowers) shall be increased by 1.0 per cent.

**Increase in amount of Category C retirement pension under the Social Security (Widow's Benefit and Retirement Pensions) Regulations 1979**

**13.** In regulation 11(3) of the Social Security (Widow's Benefit and Retirement Pensions) Regulations 1979(**f**) (Category C retirement pension for widows of men over pensionable age on 5th July 1948) for "£71.50" substitute "£73.30".

**Maximum additional pension**

**14.** In regulation 3A of the Social Security (Maximum Additional Pension) Regulations 2010(**g**) (prescribed maximum additional pension for survivors who become entitled on or after 6th April 2016) for "£165.60" substitute "£167.26".

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(**a**) S.I. 2002/2818; relevant amending instruments are S.I. 2004/925 and 2015/30.
(**b**) S.I. 2014/3051; relevant amending instrument is S.I. 2015/30.
(**c**) 1965 c. 51. Sections 36 and 37 were repealed by the Social Security Act 1973 (c. 38) but are continued in force by regulation 3 of the Social Security (Graduated Retirement Benefit) (No. 2) Regulations 1978 (S.I. 1978/393), in the modified form set out in Schedule 1 to those Regulations; relevant amending instruments are S.I. 1989/1642, 1995/2606, 1996/1345, 2005/454 and 3078 and 2015/457. *See* also regulation 2 of those Regulations, which was substituted by S.I. 1995/2606.
(**d**) S.I. 1978/393; relevant amending instruments are S.I. 1989/1642, 2005/454 and 2015/457.
(**e**) S.I. 2005/454; relevant amending instruments are S.I. 2005/2677 and 3078 and 2015/457.
(**f**) S.I. 1979/642; relevant amending instruments are S.I. 1987/1854, 1989/1642, 2015/1985 and 2016/230.
(**g**) S.I. 2010/426; regulation 3A was inserted by S.I. 2015/1985.

**Increase in rates of Disability Living Allowance**

**15.** In regulation 4 of the Social Security (Disability Living Allowance) Regulations 1991**(a)** (rate of benefit)—

(a) in paragraph (1)(a) for "£82.30" substitute "£83.10";

(b) in paragraph (1)(b) for "£55.10" substitute "£55.65";

(c) in paragraph (1)(c) for "£21.80" substitute "£22.00";

(d) in paragraph (2)(a) for "£57.45" substitute "£58.00"; and

(e) in paragraph (2)(b) for "£21.80" substitute "£22.00".

**Increase in rates of Personal Independence Payment**

**16.** In regulation 24 of the Social Security (Personal Independence Payment) Regulations 2013(**b**) (rate of personal independence payment)—

(a) in paragraph (1)(a) for "£55.10" substitute "£55.65";

(b) in paragraph (1)(b) for "£82.30" substitute "£83.10";

(c) in paragraph (2)(a) for "£21.80" substitute "£22.00"; and

(d) in paragraph (2)(b) for "£57.45" substitute "£58.00".

**Rates of age addition**

**17.**—(1) Subject to paragraph (2), in regulation 10(2) of the Social Security (Incapacity Benefit) Regulations 1994**(c)** (increase in rate of incapacity benefit where beneficiary is under prescribed age on the qualifying date)—

(a) in sub-paragraph (a) for "£21.50" substitute "£21.70"; and

(b) in sub-paragraph (b) for "£10.80" substitute "£10.90".

(2) In the case of a claimant entitled to long-term incapacity benefit the sums specified in regulation 10(2)(a) and (b) of those Regulations shall be increased to "£11.25" and "£6.25" respectively.

**Rates of transitional invalidity allowance**

**18.**—(1) Subject to paragraph (2), in regulation 18(2) of the Social Security (Incapacity Benefit) (Transitional) Regulations 1995**(d)** (rate of long-term incapacity benefit in transitional cases)—

(a) in sub-paragraph (a) for "£21.50" substitute "£21.70";

(b) in sub-paragraph (b) for "£13.90" substitute "£14.00"; and

(c) in sub-paragraph (c) for "£6.95" substitute "£7.00".

(2) In the case of a claimant entitled to long-term incapacity benefit the sums specified in regulation 18(2)(a), (b) and (c) of those Regulations shall be increased to "£11.25", "£6.25" and "£6.25" respectively.

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(**a**) S.I. 1991/2890; relevant amending instruments are S.I. 1993/1939 and 2015/457.
(**b**) S.I. 2013/377; relevant amending instrument is S.I. 2015/457.
(**c**) S.I. 1994/2946; relevant amending instrument is S.I. 2015/457.
(**d**) S.I. 1995/310; relevant amending instrument is S.I. 2015/457.

**Rates of bereavement benefits**

**19.** In the Rate of Bereavement Benefits Regulations 2010**(a)**—

(a) in regulation 2 (rate of widowed mother's allowance and widow's pension) for "£112.55" substitute "£113.70"; and

(b) in regulation 3 (rate of widowed parent's allowance and bereavement allowance) for "£112.55" substitute "£113.70".

# PART 3

## INCOME SUPPORT AND HOUSING BENEFIT

**Applicable amounts for Income Support**

**20.**—(1) The sums that are relevant to the calculation of an applicable amount as specified in the Income Support Regulations shall be the sums set out in this article and Schedules 2 to 4 to this Order; and unless stated otherwise, any reference in this article to a numbered Schedule is a reference to the Schedule to the Income Support Regulations bearing that number.

(2) In—

(a) regulations 17(1)(b)(**b**), 18(1)(c) and 21(1)(**c**); and

(b) paragraphs 13A(2)(a)**(d)** and 14(2)(a)**(e)** of Part III of Schedule 2,

the sum specified is in each case £3,000.

(3) The sums specified in paragraph 2 of Part I of Schedule 2**(f)** (applicable amounts: personal allowances) shall be as set out in Schedule 2 to this Order.

(4) In paragraph 3 of Part II of Schedule 2**(g)** (applicable amounts: family premium)—

(a) in sub-paragraph (1)(a) "£17.45" remains unchanged; and

(b) in sub-paragraph (1)(b) "£17.45" remains unchanged.

(5) The sums specified in Part IV of Schedule 2**(h)** (applicable amounts: weekly amounts of premiums) shall be as set out in Schedule 3 to this Order.

(6) In paragraph 18 of Schedule 3**(i)** (housing costs: non-dependant deductions)—

(a) in sub-paragraph (1)(a) for "£94.50" substitute "£95.45";

(b) in sub-paragraph (1)(b) for "£14.65" substitute "£14.80";

(c) in sub-paragraph (2)(a) for "£133.00" substitute "£136.00";

(d) in sub-paragraph (2)(b) for "£133.00", "£195.00" and "£33.65" substitute "£136.00", "£200.00" and "£34.00" respectively;

(e) in sub-paragraph (2)(c) for "£195.00", "£253.00" and "£46.20" substitute "£200.00", "£259.00" and "£46.65" respectively;

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(**a**) S.I. 2010/2818; relevant amending instrument is S.I. 2015/457.
(**b**) Regulations 17(1)(b) and 18(1)(c) were omitted by S.I. 2003/455. Regulation 7 of that S.I. (as amended by S.I. 2005/2294) makes transitional arrangements in connection with the introduction of tax credits.
(**c**) Relevant amending instruments are S.I. 1994/527, 1996/206 and 2431, 2000/636, 2001/3767 and 2003/455.
(**d**) Paragraph 13A was inserted by S.I. 2000/2629 and amended by S.I. 2002/3019, 2003/455, 2007/719 and 2011/674 and 2425.
(**e**) Relevant amending instruments are S.I. 2007/719 and 2011/674.
(**f**) Relevant amending instruments are S.I. 1996/2545, 1999/2555, 2003/455, 2006/718 and 2015/457.
(**g**) Relevant amending instruments are S.I. 1996/1803, 1998/766, 2003/455 and 2014/516.
(**h**) Relevant amending instruments are S.I. 1990/1776, 1996/1803, 2000/2629, 2002/2497 and 3019, 2007/719, 2015/457 and 2016/242.
(**i**) Schedule 3 was substituted by S.I. 1995/1613; relevant amending instruments are S.I. 1995/2927, 1996/2518, 1999/3178, 2004/2327 and 2016/242.

(f) in sub-paragraph (2)(d) for "£253.00", "£338.00" and "£75.60" substitute "£259.00", "£346.00" and "£76.35" respectively; and

(g) in sub-paragraph (2)(e) for "£338.00", "£420.00" and "£86.10" substitute "£346.00", "£430.00" and "£86.95" respectively.

(7) The sums specified in the provisions of the Income Support Regulations set out in column (1) of Schedule 4 to this Order are the sums set out in column (2) of that Schedule.

**Income Support Transitional Protection**

**21.** It is directed**(a)** that the sums which are special transitional additions to income support payable in accordance with regulation 15 of the Income Support (Transitional) Regulations 1987**(b)** (special transitional addition) shall be increased by 1.0 per cent.

**Housing Benefit**

**22.**—(1) The sums that are relevant to the calculation of an applicable amount as specified in the Housing Benefit Regulations shall be the sums set out in this article and Schedules 5 and 6 to this Order; and unless otherwise stated, any reference in this article to a numbered Schedule is a reference to the Schedule to the Housing Benefit Regulations bearing that number.

(2) In regulation B13(3)(**c**) (determination of a maximum rent (social sector))—

(a) in sub-paragraph (a) "14%" remains unchanged; and

(b) in sub-paragraph (b) "25%" remains unchanged.

(3) In regulation 27(3) (calculation of income on a weekly basis)—

(a) in sub-paragraph (a) "£175.00" remains unchanged; and

(b) in sub-paragraph (b) "£300.00" remains unchanged.

(4) In regulation 74**(d)** (non-dependant deductions)—

(a) in paragraph (1)(a) for "£94.50" substitute "£95.45";

(b) in paragraph (1)(b) for "£14.65" substitute "£14.80";

(c) in paragraph (2)(a) for "£133.00" substitute "£136.00";

(d) in paragraph (2)(b) for "£133.00", "£195.00" and "£33.65" substitute "£136.00", "£200.00" and "£34.00" respectively;

(e) in paragraph (2)(c) for "£195.00", "£253.00" and "£46.20" substitute "£200.00", "£259.00" and "£46.65" respectively;

(f) in paragraph (2)(d) for "£253.00", "£338.00" and "£75.60" substitute "£259.00", "£346.00" and "£76.35" respectively; and

(g) in paragraph (2)(e) for "£338.00", "£420.00" and "£86.10" substitute "£346.00", "£430.00" and "£86.95" respectively.

(5) In paragraph 2 of Part 1 of Schedule 1 (ineligible service charges), for "£26.85", "£26.85", "£13.60", "£17.85", "£17.85", "£9.00" and "£3.30" substitute "£27.10", "£27.10", "£13.75", "£18.05", "£18.05", "£9.10" and "£3.35" respectively.

(6) In paragraph 6 of Part 2 of Schedule 1 (payments in respect of fuel charges)—

(a) in sub-paragraph (2)(a) "£28.80" remains unchanged;

(b) in sub-paragraph (2)(b) and (d) "£3.35" remains unchanged; and

(c) in sub-paragraph (2)(c) "£2.30" remains unchanged.

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(**a**) *See* section 151(6) of the Administration Act.
(**b**) S.I. 1987/1969; relevant amending instruments are S.I. 1988/521 and 670, 1989/1626, 1991/1600 and 2015/457.
(**c**) Regulation B13 was inserted by S.I. 2012/3040.
(**d**) Regulation 74 was substituted by S.I. 2007/2868. The relevant amending instrument is S.I. 2016/242.

(7) The sums specified in paragraph 2 of Part 1 of Schedule 3**(a)** (applicable amounts: personal allowances) shall be as set out in Schedule 5 to this Order.

(8) In paragraph 3 of Part 2 of Schedule 3(**b**) (applicable amounts: family premium)—

(a) in sub-paragraph (1)(a) "£22.20" remains unchanged; and

(b) in sub-paragraph (1)(b) "£17.45" remains unchanged.

(9) The sums specified in Part 4 of Schedule 3 (applicable amounts: premiums) shall be as set out in Schedule 6 to this Order.

(10) In paragraph 26 of Part 6 of Schedule 3**(c)** (amount of components) for "£36.20" substitute "£36.55".

(11) In paragraph 17(1)**(d)** and (3)(c) of Schedule 4 (sums to be disregarded in the calculation of earnings) "£17.10" remains unchanged.

(12) In paragraph 56 of Schedule 5 (sums to be disregarded in the calculation of income other than earnings) "£17.10" remains unchanged.

**Housing Benefit for certain persons over the qualifying age for State Pension Credit**

**23.**—(1) The sums relevant to the calculation of an applicable amount as specified in the Housing Benefit (SPC) Regulations shall be the sums set out in this article and Schedules 7 and 8 to this Order; and unless stated otherwise, any reference in this article to a numbered Schedule is a reference to the Schedule to the Housing Benefit (SPC) Regulations bearing that number.

(2) In regulation 30(3) (calculation of income on a weekly basis)—

(a) in sub-paragraph (a) "£175.00" remains unchanged; and

(b) in sub-paragraph (b) "£300.00" remains unchanged.

(3) In regulation 55**(e)** (non-dependant deductions)—

(a) in paragraph (1)(a) for "£94.50" substitute "£95.45";

(b) in paragraph (1)(b) for "£14.65" substitute "£14.80";

(c) in paragraph (2)(a) for "£133.00" substitute "£136.00";

(d) in paragraph (2)(b) for "£133.00", "£195.00" and "£33.65" substitute "£136.00", "£200.00" and "£34.00" respectively;

(e) in paragraph (2)(c) for "£195.00", "£253.00" and "£46.20" substitute "£200.00", "£259.00" and "£46.65" respectively;

(f) in paragraph (2)(d) for "£253.00", "£338.00" and "£75.60" substitute "£259.00", "£346.00" and "£76.35" respectively; and

(g) in paragraph (2)(e) for "£338.00", "£420.00" and "£86.10" substitute "£346.00", "£430.00" and "£86.95" respectively.

(4) In paragraph 2 of Part 1 of Schedule 1 (ineligible service charges), for "£26.85", "£26.85", "£13.60", "£17.85", "£17.85", "£9.00" and "£3.30" substitute "£27.10", "£27.10", "£13.75", "£18.05", "£18.05", "£9.10" and "£3.35" respectively.

(5) In paragraph 6 of Part 2 of Schedule 1 (payments in respect of fuel charges)—

(a) in sub-paragraph (2)(a) "£28.80" remains unchanged;

(b) in sub-paragraph (2)(b) and (d) "£3.35" remains unchanged; and

(c) in sub-paragraph (2)(c) "£2.30" remains unchanged.

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(**a**) Relevant amending instruments are S.I. 2008/1082 and 2015/457.
(**b**) Part 2 of Schedule 3 was omitted by S.I. 2015/1857. Regulation 4 of that S.I. makes transitional arrangements in connection with the abolition of the Family Premium.
(**c**) Part 6 was inserted by S.I. 2008/1082 (as amended by S.I. 2008/2428) and amended by S.I. 2015/457.
(**d**) Relevant amending instruments are S.I. 2009/2608 and 2010/793.
(**e**) Regulation 55 was substituted by S.I. 2007/2869. The relevant amending instrument is S.I. 2016/242.

(6) The sums specified in Part 1 of Schedule 3 (applicable amounts: personal allowances) shall be as set out in Schedule 7 to this Order.

(7) In paragraph 3(1) of Part 2 of Schedule 3(**a**) (applicable amounts: family premium) "£17.45" remains unchanged.

(8) The sums specified in Part 4 of Schedule 3 (applicable amounts: amounts of premiums specified in Part 3) shall be as set out in Schedule 8 to this Order.

(9) In paragraph 9(1) and (3)(c) of Schedule 4 (sums disregarded from claimant's earnings) "£17.10" remains unchanged.

(10) In paragraph 21 of Schedule 5**(b)** (amounts to be disregarded in the calculation of income other than earnings) "£17.10" remains unchanged.

# PART 4

## JOBSEEKER'S ALLOWANCE

### Applicable amounts for Jobseeker's Allowance

**24.**—(1) The sums that are relevant to the calculation of an applicable amount as specified in the Jobseeker's Allowance Regulations shall be the sums set out in this article and Schedules 9 to 12 to this Order; and unless stated otherwise, any reference in this article to a numbered Schedule is a reference to the Schedule to the Jobseeker's Allowance Regulations bearing that number.

(2) In—

(a) regulations 83(b), 84(1)(c) and 85(1)**(c)**; and

(b) paragraphs 15A(2)(a)**(d)** and 16(2)(a)**(e)** of Part III of Schedule 1,

the sum specified is in each case £3,000.

(3) The sums specified in paragraph 2 of Part 1 of Schedule 1**(f)** (applicable amounts: personal allowances) shall be as set out in Schedule 9 to this Order.

(4) In paragraph 4 of Part II of Schedule 1**(g)** (applicable amounts: family premium)—

(a) in sub-paragraph (1)(a) "£17.45" remains unchanged; and

(b) in sub-paragraph (1)(b) "£17.45" remains unchanged.

(5) The sums specified in Part IV of Schedule 1**(h)** (applicable amounts: weekly amounts of premiums) shall be as set out in Schedule 10 to this Order.

(6) The sums specified in Part IVB of Schedule 1**(i)** (applicable amounts: weekly amounts of premiums for joint-claim couples) shall be as set out in Schedule 11 to this Order.

(7) In paragraph 17 of Schedule 2**(j)** (housing costs: non-dependant deductions)—

(a) in sub-paragraph (1)(a) for "£94.50" substitute "£95.45";

(b) in sub-paragraph (1)(b) for "£14.65" substitute "£14.80";

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(**a**) Part 2 of Schedule 3 was omitted by S.I. 2015/1857. Regulation 4 of that S.I. makes transitional arrangements in connection with the abolition of the Family Premium.
(**b**) Relevant amending instruments are S.I. 2008/3157 and 2010/793.
(**c**) Regulations 83(b) and 84(1)(c) were omitted, and regulation 85(1) was amended, by S.I. 2003/455. Regulation 8 of that S.I. (as amended by S.I. 2005/2294) makes transitional arrangements in connection with the introduction of child tax credit. Regulation 85(1) was also amended by S.I. 2007/2618.
(**d**) Paragraph 15A was inserted by S.I. 2000/2629 and amended by S.I. 2003/455 and 2007/719.
(**e**) Relevant amending instruments are S.I. 2007/719, 2011/674 and 2013/388.
(**f**) Relevant amending instruments are S.I. 1996/2545, 1999/2555, 2003/455, 2006/718 and 2015/457.
(**g**) Relevant amending instruments are S.I. 1996/1803, 1998/766, 2003/455 and 2014/516.
(**h**) Relevant amending instruments are S.I. 1996/1516 and 1803, 2000/2239 and 2629, 2003/455 and 511, 2007/719, 2009/1488, 2015/457 and 2016/242.
(**i**) Part IVB was inserted by S.I. 2000/1978 and amended by S.I. 2000/2629, 2001/518, 2003/511, 2007/719, 2009/1488, 2015/457 and 2016/242.
(**j**) Relevant amending instruments are S.I. 1996/2518, 1999/2860, 2004/2327 and 2016/242.

(c) in sub-paragraph (2)(a) for "£133.00" substitute "£136.00";

(d) in sub-paragraph (2)(b) for "£133.00", "£195.00" and "£33.65" substitute "£136.00", "£200.00" and "£34.00" respectively;

(e) in sub-paragraph (2)(c) for "£195.00", "£253.00" and "£46.20" substitute "£200.00", "£259.00" and "£46.65" respectively;

(f) in sub-paragraph (2)(d) for "£253.00", "£338.00" and "£75.60" substitute "£259.00", "£346.00" and "£76.35" respectively; and

(g) in sub-paragraph (2)(e) for "£338.00", "£420.00" and "£86.10" substitute "£346.00", "£430.00" and "£86.95" respectively.

(8) The sums specified in the provisions of the Jobseeker's Allowance Regulations set out in column (1) of Schedule 12 to this Order are the sums set out in column (2) of that Schedule.

# PART 5

## STATE PENSION CREDIT

**State Pension Credit**

**25.**—(1) The amounts as specified in the State Pension Credit Regulations shall be the amounts set out in this article and Schedule 13 to this Order; and unless stated otherwise, any reference in this article to a numbered Schedule is a reference to the Schedule to the State Pension Credit Regulations bearing that number.

(2) In regulation 6**(a)** (amount of the guarantee credit)—

(a) in paragraph (1)(a) for "£237.55" substitute "£243.25";

(b) in paragraph (1)(b) for "£155.60" substitute "£159.35";

(c) in paragraph (5)(a) for "£61.85" substitute "£62.45";

(d) in paragraph (5)(b) for "£123.70" substitute "£124.90"; and

(e) in paragraph (8) for "£34.60" substitute "£34.95".

(3) In regulation 7**(b)** (savings credit)—

(a) in paragraph (1) "60 per cent.", "60 per cent." and "40 per cent." in sub-paragraphs (a), (b) and (c) respectively remain unchanged; and

(b) in paragraph (2) for "£133.82" and "£212.97" substitute "£137.35" and "£218.42" respectively.

(4) In paragraph 14 of Schedule II**(c)** (persons residing with the claimant)—

(a) in sub-paragraph (1)(a) for "£94.50" substitute "£95.45";

(b) in sub-paragraph (1)(b) for "£14.65" substitute "£14.80";

(c) in sub-paragraph (2)(a) for "£133.00" substitute "£136.00";

(d) in sub-paragraph (2)(b) for "£133.00", "£195.00" and "£33.65" substitute "£136.00", "£200.00" and "£34.00" respectively;

(e) in sub-paragraph (2)(c) for "£195.00", "£253.00" and "£46.20" substitute "£200.00", "£259.00" and "£46.65" respectively;

(f) in sub-paragraph (2)(d) for "£253.00", "£338.00" and "£75.60" substitute "£259.00", "£346.00" and "£76.35" respectively; and

(g) in sub-paragraph (2)(e) for "£338.00", "£420.00" and "£86.10" substitute "£346.00", "£430.00" and "£86.95" respectively.

---

(**a**) Relevant amending instruments are S.I. 2015/457 and 1754 and 2016/230.
(**b**) Relevant amending instrument is S.I. 2016/242.
(**c**) Relevant amending instruments are S.I. 2002/3197, 2004/2327, 2006/2378 and 2016/242.

(5) In paragraph 1 of Schedule III**(a)** (polygamous marriages)—

(a) in sub-paragraph (5) for "£237.55" and "£81.95" substitute "£243.25" and "£83.90" respectively; and

(b) in sub-paragraph (7) for "£212.97" substitute "£218.42".

(6) The amounts specified in the provisions of the State Pension Credit Regulations set out in column (1) of Schedule 13 to this Order are the amounts set out in column (2) of that Schedule.

# PART 6

## EMPLOYMENT AND SUPPORT ALLOWANCE

### Applicable amounts for the ESA Regulations 2008

**26.**—(1) The sums that are relevant to the calculation of an applicable amount as specified in the ESA Regulations 2008 shall be the sums set out in this article and Schedules 14 and 15 to this Order; and unless stated otherwise, any reference in this article to a numbered Schedule is a reference to the Schedule to the ESA Regulations 2008 bearing that number.

(2) The sums specified in Part 3 of Schedule 4**(b)** (weekly amount of premiums specified in Part 2) shall be as set out in Schedule 14 to this Order.

(3) In Part 4 of Schedule 4**(c)** (the components) in paragraph 13 for "£36.20" substitute "£36.55".

(4) In paragraph 19 of Schedule 6**(d)** (housing costs: non-dependant deductions)—

(a) in sub-paragraph (1)(a) for "£94.50" substitute "£95.45";

(b) in sub-paragraph (1)(b) for "£14.65" substitute "£14.80";

(c) in sub-paragraph (2)(a) for "£133.00" substitute "£136.00";

(d) in sub-paragraph (2)(b) for "£133.00", "£195.00" and "£33.65" substitute "£136.00", "£200.00" and "£34.00" respectively;

(e) in sub-paragraph (2)(c) for "£195.00", "£253.00" and "£46.20" substitute "£200.00", "£259.00" and "£46.65" respectively;

(f) in sub-paragraph (2)(d) for "£253.00", "£338.00" and "£75.60" substitute "£259.00", "£346.00" and "£76.35" respectively; and

(g) in sub-paragraph (2)(e) for "£338.00", "£420.00" and "£86.10" substitute "£346.00", "£430.00" and "£86.95" respectively.

(5) The sums specified in the provisions of the ESA Regulations 2008 set out in column (1) of Schedule 15 to this Order are the sums set out in column (2) of that Schedule.

### Prescribed amount for the ESA Regulations 2013

**27.** In regulation 62(2)(b) of the ESA Regulations 2013(**e**) (prescribed amounts) for "£36.20" substitute "£36.55".

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(**a**) Relevant amending instruments are S.I. 2002/3197 and 2016/242.
(**b**) Relevant amending instruments are S.I. 2008/2428, 2015/457 and 2016/242.
(**c**) Relevant amending instrument is S.I. 2015/457.
(**d**) Relevant amending instrument is S.I. 2016/242.
(**e**) Relevant amending instrument is S.I. 2015/457.

# PART 7

## UNIVERSAL CREDIT

**Universal Credit**

**28.**—(1) In regulation 34(1)(a) of the Universal Credit Regulations(**a**) (amount of childcare costs element) "85%" remains unchanged.

(2) The amounts of the child element, the additional amount in respect of each child or qualifying young person who is disabled (higher rate), the limited capability for work and work–related activity element, the carer element and the maximum amounts of the childcare costs element specified in the table in regulation 36 of the Universal Credit Regulations(**b**) (table showing amounts of elements) shall be as set out in Schedule 16 to this Order.

(3) In paragraph 14 of Schedule 4 to the Universal Credit Regulations(**c**) (amount of housing cost contributions)—

(a) in sub-paragraph (1) for "£69.37" substitute "£70.06"; and

(b) in sub-paragraph (3)(a) "nil" remains unchanged.

(4) The amounts specified in the provisions of the Universal Credit Regulations set out in column (1) of Schedule 17 to this Order are the amounts set out in column (2) of that Schedule.

# PART 8

## REVOCATIONS

**Revocations**

**29.** The following are revoked—

(a) the Social Security Benefits Up-rating Order 2015**(d)** save for articles 16, 17(10)(a) and 20; and

(b) the Social Security Benefits Up-rating Order 2016(**e**).

Signed by authority of the Secretary of State for Work and Pensions.

*Name*
Minister of State
Date Department for Work and Pensions

We consent,
Date Two of the Lords Commissioners of Her Majesty's Treasury

(**a**) Relevant amending instruments are S.I. 2014/2887 and 2015/1754.
(**b**) The table in regulation 36 was amended by section 14(5)(b) of the Welfare Reform and Work Act 2016 (c.7) and by S.I. 2015/30, 2015/457 and 2015/1754.
(**c**) Relevant amending instrument is S.I. 2015/457.
(**d**) S.I. 2015/457.
(**e**) S.I. 2016/230.

# SCHEDULE 1

Article 3(1)

## PROVISIONS OF SCHEDULE 4 TO THE CONTRIBUTIONS AND BENEFITS ACT AS AMENDED BY THIS ORDER

## PART I**(a)**

### CONTRIBUTORY PERIODICAL BENEFITS

| *Description of benefit* | | *Weekly rate* | |
|---|---|---|---|
| 2. | Short-term incapacity benefit. | (a) lower rate<br>(b) higher rate | £80.25<br>£95.00 |
| 2A. | Long-term incapacity benefit. | | £106.40 |
| 5. | Category B retirement pension where section 48A(4) or 48AA(4) applies. | | £73.30 |

## PART II

### BEREAVEMENT PAYMENT

| | |
|---|---|
| Bereavement payment**(b)**. | £2,000.00. |

## PART III

### NON-CONTRIBUTORY PERIODICAL BENEFITS

| *Description of benefit* | | *Weekly rate* | |
|---|---|---|---|
| 1. | Attendance allowance. | (a) higher rate<br>(b) lower rate<br>(the appropriate rate being determined in accordance with section 65(3)). | £83.10<br>£55.65 |
| 2. | Severe disablement allowance. | | £75.40 |
| 3. | Age related addition. | (a) higher rate<br>(b) middle rate<br>(c) lower rate<br>(the appropriate rate being determined in accordance with section 69(1)). | £11.25<br>£6.25<br>£6.25 |
| 4. | Carer's allowance**(c)**. | | £62.70 |

(**a**) Paragraph 2 was substituted, and paragraph 2A was inserted, by section 2(2) of the 1994 Act. Paragraph 5 was amended by paragraph 21 of Schedule 4 to the Pensions Act 1995 (c. 26), section 23 of, and paragraphs 57 and 68 of Schedule 12 to, the 2014 Act and by S.I. 2016/230.
(**b**) Part II was substituted by section 54(2) of the 1999 Act.
(**c**) Relevant amending instrument is S.I. 2002/1457.

| *Description of benefit* | *Weekly rate* |
|---|---|
| 7. Category D retirement pension(**a**). | £73.30 |
| 8. Age addition (to a pension of any category, and otherwise under section 79). | £0.25. |

# PART IV

## INCREASES FOR DEPENDANTS

| *Benefit to which increase applies (1)*(**b**) | *Increase for qualifying child (2)* | *Increase for adult dependant (3)* |
|---|---|---|
| | £ | £ |
| 1A. Short-term incapacity benefit(**c**)— | | |
| (a) where the beneficiary is under pensionable age; | 11.35 | 48.15 |
| (b) where the beneficiary is over pensionable age. | 11.35 | 59.50 |
| 2. Long-term incapacity benefit. | 11.35 | 61.80 |
| 4. Widowed mother's allowance. | 11.35 | — |
| 4A. Widowed parent's allowance(**d**). | 11.35 | — |
| 5. Category A or B retirement pension. | 11.35 | 66.35 |
| 6. Category C retirement pension. | 11.35 | 39.70 |
| 8. Severe disablement allowance. | 11.35 | 37.10 |
| 9. Carer's allowance. | 11.35 | 36.90 |

# PART V

## RATES OF INDUSTRIAL INJURIES BENEFIT

| *Description of benefit, etc.* | *Rate* |
|---|---|
| 1. Disablement pension (weekly rates). | For the several degrees of disablement set out in column (1) of the following Table, the respective amounts in column (2) of that Table(**e**).<br>**TABLE**<br>*Degree of Disablement* — *Amount*<br>*(1)* — *(2)*<br>*Per cent.* — *£*<br>100 — 169.70<br>90 — 152.73 |

(**a**) Paragraph 7 was amended by section 23 of, and paragraphs 78 and 81(b) of Schedule 12 to, the 2014 Act.
(**b**) The entries relating to widowed mother's allowance and widowed parent's allowance in column (1) and the increase for a qualifying child in column (2) were repealed by section 60 of, and Schedule 6 to, the Tax Credits Act. Articles 3 and 4 of S.I. 2003/938 save the repealed provisions in certain circumstances.
(**c**) Paragraph 1A was inserted, and paragraph 2 substituted, by section 2(6) of the 1994 Act.
(**d**) Paragraph 4A was inserted by paragraph 14 of Schedule 8 to the 1999 Act.
(**e**) This entry was amended by section 65(2) of the 2012 Act.

| *Description of benefit, etc.* | | *Rate* | | |
|---|---|---|---|---|
| | | 80 | 135.76 | |
| | | 70 | 118.79 | |
| | | 60 | 101.82 | |
| | | 50 | 84.85 | |
| | | 40 | 67.88 | |
| | | 30 | 50.91 | |
| | | 20 | 33.94 | |
| 2. | Maximum increase of weekly rate of disablement pension where constant attendance needed. | (a) | except in cases of exceptionally severe disablement | £67.90; |
| | | (b) | in any case | £135.80. |
| 3. | Increase of weekly rate of disablement pension (exceptionally severe disablement). | | | £67.90. |
| 4. | Maximum of aggregate of weekly benefit payable for successive accidents(**a**). | | | £169.70. |
| 5. | Unemployability supplement under paragraph 2 of Schedule 7. | | | £104.90. |
| 6. | Increase under paragraph 3 of Schedule 7 of weekly rate of unemployability supplement. | (a) | if on the qualifying date the beneficiary was under the age of 35 or if that date fell before 5th July 1948 | £21.70; |
| | | (b) | if head (a) above does not apply and on the qualifying date the beneficiary was under the age of 40 and he had not attained pensionable age before 6th April 1979 | £21.70; |
| | | (c) | if heads (a) and (b) above do not apply and on the qualifying date the beneficiary was under the age of 45 | £14.00; |
| | | (d) | if heads (a), (b) and (c) above do not apply and on the qualifying date the beneficiary was under the age of 50 and had not attained pensionable age before 6th April 1979 | £14.00; |
| | | (e) | in any other case | £7.00. |
| 7. | Increase under paragraph 4 of Schedule 7 of weekly rate of disablement pension. | | | £11.35. |
| 8. | Increase under paragraph 6 of Schedule 7 of weekly rate of disablement pension. | | | £62.70. |
| 9. | Maximum disablement gratuity under | | | £11,260.00. |

(**a**) This entry was amended by section 65(3) of the 2012 Act.

| *Description of benefit, etc.* | | *Rate* | | |
|---|---|---|---|---|
| | paragraph 9 of Schedule 7. | | | |
| 10. | Widow's pension (weekly rates)(**a**). | (b)<br>(c) | higher permanent rate<br>lower permanent rate 30 per cent of the first sum specified in section 44(4) (Category A basic retirement pension) (the appropriate rate being determined in accordance with paragraph 16 of Schedule 7) | £122.30; |
| 11. | Widower's pension (weekly rate). | | | £122.30. |
| 12. | Weekly rate of allowance in respect of children and qualifying young persons**(b)** under paragraph 18 of Schedule 7. | In respect of each child or qualifying young person | | £11.35. |

(**a**) Widow's and widower's pension are payable in relation only to deaths occurring before 11th April 1988 (paragraph 14(1) of Schedule 7 to the Contributions and Benefits Act). Relevant amending instrument is S.I. 2016/230.

(**b**) Paragraph 12 was amended by paragraph 15(3) of Schedule 1 to the 2005 Act which inserted the words "and qualifying young persons" and substituted the words "child or qualifying young person".

# SCHEDULE 2

Article 20(3)

## PARAGRAPH 2 OF PART I OF SCHEDULE 2 TO THE INCOME SUPPORT REGULATIONS

## PART I

### PERSONAL ALLOWANCES

**2.**—(1)(**a**) The weekly amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the weekly amounts specified for the purposes of regulations 17(1)(b) and 18(1)(c).

| *(1)*<br>*Child or Young Person* | *(2)*<br>*Amount* |
|---|---|
| Person in respect of the period— | |
| (a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's sixteenth birthday; | (a) £66.90; |
| (b) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's twentieth birthday. | (b) £66.90. |

(**a**) Relevant amending instruments are S.I. 1996/2545, 1999/2555, 2003/455, 2006/718 and 2015/457.

# SCHEDULE 3

Article 20(5)

## PART IV OF SCHEDULE 2 TO THE INCOME SUPPORT REGULATIONS AS AMENDED BY THIS ORDER

## PART IV

### WEEKLY AMOUNTS OF PREMIUMS SPECIFIED IN PART III

| *(1)*<br>*Premium* | *(2)*<br>*Amount* |
|---|---|
| **15.**—(2)**(a)** Pensioner premium for persons to whom paragraph 9 applies. | (2) £128.40. |
| (2A) Pensioner premium for persons to whom paragraph 9A applies. | (2A) £128.40. |
| (3) Higher pensioner premium for persons to whom paragraph 10 applies. | (3) £128.40. |
| (4)**(b)** Disability Premium—<br>(a) where the claimant satisfies the condition in paragraph 11(1)(a);<br>(b) where the claimant satisfies the condition in paragraph 11(1)(b). | (4)<br>(a) £32.55;<br>(b) £46.40. |
| (5) Severe Disability Premium—<br>(a) where the claimant satisfies the condition in paragraph 13(2)(a);<br>(b) where the claimant satisfies the condition in paragraph 13(2)(b)—<br>(i) if there is someone in receipt of a carer's allowance**(c)** or if he or any partner satisfies that condition only by virtue of paragraph 13(3A);<br>(ii) if no-one is in receipt of such an allowance. | (5)<br>(a) £62.45;<br>(b)<br>(i) £62.45;<br>(ii) £124.90. |
| (6) Disabled Child Premium. | (6) £60.90 in respect of each child or young person in respect of whom the condition specified in paragraph 14 is satisfied. |
| (7)**(d)** Carer Premium. | (7) £34.95 in respect of each person who satisfied the condition specified in paragraph 14ZA. |
| (8)**(e)** Enhanced disability premium where the conditions in paragraph 13A are satisfied. | (8)<br>(a) £24.78 in respect of each child or young person in |

(**a**) Sub-paragraphs (2), (2A) and (3) were substituted by S.I. 2002/3019. Relevant amending instrument is S.I. 2016/242.
(**b**) Relevant amending instrument is S.I. 2007/719 and 2015/457.
(**c**) Relevant amending instrument is S.I. 2002/2497 and 2015/457.
(**d**) Sub-paragraph (7) was added by S.I. 1990/1776 and 2015/457.
(**e**) Sub-paragraph (8) was added by S.I. 2000/2629 and amended by S.I. 2003/455 and 2015/457.

| *(1)*<br>*Premium* | *(2)*<br>*Amount* |
|---|---|
| | respect of whom the conditions specified in paragraph 13A are satisfied;<br>(b) £15.90 in respect of each person who is neither—<br>(i) a child or young person; nor<br>(ii) a member of a couple or a polygamous marriage,<br>in respect of whom the conditions specified in paragraph 13A are satisfied;<br>(c) £22.85 where the claimant is a member of a couple or a polygamous marriage and the conditions specified in paragraph 13A are satisfied in respect of a member of that couple or polygamous marriage. |

# SCHEDULE 4

Article 20(7)

## APPLICABLE AMOUNTS SPECIFIED IN THE INCOME SUPPORT REGULATIONS

| *(1)*<br>*Provision in Income Support Regulations* | *(2)*<br>*Specified Sum* |
|---|---|
| Regulation 22A(1)**(a)** | Applicable amount to be reduced by a sum equivalent to 20 per cent of the specified amount. |
| Schedule 3**(b)**, paragraph 5(3) | The relevant fraction shall be obtained in accordance with the formula—<br>$\frac{A}{A+B}$ |
| Schedule 3, paragraph 6(1)(b)**(c)** | Half the amount which would fall to be met by applying the provisions of sub-paragraph (a). |
| Schedule 3, paragraph 6(1)(c) | Nil. |
| Schedule 3, paragraph 7(8)(**d**) | 100 per cent. of eligible interest. |
| Schedule 3, paragraph 8(1)(b) | Nil. |
| Schedule 3, paragraph 10**(e)** | The weekly amount of housing costs is the amount calculated by applying the formula—<br>$\frac{A \times B}{52}$ |
| Schedule 3, paragraph 11(5)**(f)** | £100,000. |
| Schedule 3, paragraph 11(7)(a) | A sum determined by applying the formula—<br>P x Q. |
| Schedule 3, paragraph 11(11)**(g)** | The qualifying portion of a loan shall be determined by applying the formula—<br>$R \times \frac{S}{T}$ |

(**a**) Regulation 22A was inserted by S.I. 1996/206 and paragraph (1) was amended by S.I. 1999/2422 and 3109, 2001/3767 and 2007/2618.
(**b**) Schedule 3 was substituted by S.I. 1995/1613.
(**c**) Paragraph 6 was revoked by S.I. 2015/1647 but is saved by regulation 8 of that instrument.
(**d**) Paragraph 7 was revoked by S.I. 2015/1647 but is saved by regulation 8 of that instrument.
(**e**) Paragraph 10 was substituted by S.I. 2001/3651 and amended by S.I. 2004/2825.
(**f**) *See* S.I. 2008/3195 which modifies paragraph 11(5) so that it applies as if the reference to "£100,000" were to "£200,000" in relation to certain persons.
(**g**) Paragraph 11(11) was inserted by S.I. 1995/2927.

| *(1)*<br>*Provision in Income Support Regulations* | *(2)*<br>*Specified Sum* |
|---|---|
| Schedule 3, paragraph 12(2)**(a)** | The standard rate is to be the average mortgage rate published by the Bank of England in August 2010. It is to be varied each time that sub-paragraph (2B) applies such that the average mortgage rate published on the reference day then becomes the new standard rate in accordance with sub-paragraph (2D). |
| Schedule 7, paragraph 2A**(b)** | Nil. |
| Schedule 7, paragraph 7 | Nil. |
| Schedule 7, paragraph 8(a) | Nil. |
| Schedule 7, paragraph 17**(c)** | Nil. |

(**a**) Relevant amending instruments are S.I. 2004/2825, 2010/1811 and 2014/591.
(**b**) Paragraph 2A was substituted by S.I. 2005/3360.
(**c**) Relevant amending instrument is S.I. 2000/636.

# SCHEDULE 5

Article 22(7)

## PARAGRAPH 2 OF PART 1 OF SCHEDULE 3 TO THE HOUSING BENEFIT REGULATIONS AS AMENDED BY THIS ORDER

## PART 1

### Personal Allowances

**2.**—(1)**(a)** The amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the amounts specified for the purposes of regulations 22(b) and 23(c)—

| *Column (1)*<br>*Child or Young Person* | *Column (2)*<br>*Amount* |
|---|---|
| Person in respect of the period— | |
| (a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's sixteenth birthday; | (a) £66.90; |
| (b) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's twentieth birthday. | (b) £66.90. |

(**a**) Relevant amending instruments are S.I. 2006/718 and 2015/457.

# SCHEDULE 6

Article 22(9)

## PART 4 OF SCHEDULE 3 TO THE HOUSING BENEFIT REGULATIONS AS AMENDED BY THIS ORDER

## PART 4

Amounts of premiums specified in Part 3

| *Premium* | *Amount* |
|---|---|
| **20.**—(5) Disability Premium—<br>(a) where the claimant satisfies the condition in paragraph 12(a);<br>(b) where the claimant satisfies the condition in paragraph 12(b). | (5)<br>(a) £32.55;<br>(b) £46.40. |
| (6)(**a**) Severe Disability Premium—<br>(a) where the claimant satisfies the condition in paragraph 14(2)(a);<br>(b) where the claimant satisfies the condition in paragraph 14(2)(b)—<br>(i) in a case where there is someone in receipt of a carer's allowance or who has an award of universal credit which includes the carer element under regulation 29 of the Universal Credit Regulations 2013 if he or any partner satisfies that condition only by virtue of paragraph 14(5);<br>(ii) in a case where there is no-one in receipt of such an allowance or such an award of universal credit. | (6)<br>(a) £62.45;<br>(b) (i) £62.45;<br>(b) (ii) £124.90. |
| (7) Disabled Child Premium. | (7) £60.90 in respect of each child or young person in respect of whom the condition specified in paragraph 16 of Part 3 of this Schedule is satisfied. |
| (8) Carer Premium. | (8) £34.95 in respect of each person who satisfies the condition specified in paragraph 17. |
| (9) Enhanced disability premium. | (9)<br>(a) £24.78 in respect of each child or young person in respect of whom the conditions specified in paragraph 15 are satisfied;<br>(b) £15.90 in respect of each person who is neither— |

(**a**) Relevant amending instrument is S.I. 2015/1754.

| *Premium* | *Amount* |
| --- | --- |
| | (i) a child or young person; nor<br>(ii) a member of a couple or a polygamous marriage,<br>in respect of whom the conditions specified in paragraph 15 are satisfied;<br>(c) £22.85 where the claimant is a member of a couple or a polygamous marriage and the conditions specified in paragraph 15 are satisfied in respect of a member of that couple or polygamous marriage. |

# SCHEDULE 7

Article 23(6)

## PART 1 OF SCHEDULE 3 TO THE HOUSING BENEFIT (SPC) REGULATIONS AS AMENDED BY THIS ORDER

## PART 1

### Personal Allowances

**30. (a)**The amount specified in column (2) below in respect of each person or couple specified in column (1) shall be the amount specified for the purposes of regulation 22—

| *Column (1)*<br>*Person, couple or polygamous marriage* | *Column (2)*<br>*Amount* |
|---|---|
| (1) Single claimant or lone parent—<br>(a) aged under 65;<br>(b) aged 65 or over. | (1)<br>(a) £159.35;<br>(b) £172.55. |
| (2) Couple—<br>(a) both members aged under 65;<br>(b) one member or both members aged 65 or over. | (2)<br>(a) £243.25;<br>(b) £258.15. |
| (3) If the claimant is a member of a polygamous marriage and none of the members of the marriage have attained the age of 65—<br>(a) for the claimant and the other party to the marriage;<br>(b) for each additional spouse who is a member of the same household as the claimant. | (3)<br>(a) £243.25;<br>(b) £83.90. |
| (4) If the claimant is a member of a polygamous marriage and one or more members of the marriage are aged 65 or over—<br>(a) for the claimant and the other party to the marriage;<br>(b) for each additional spouse who is a member of the same household as the claimant. | (4)<br>(a) £258.15;<br>(b) £85.60. |

**31.**—(1)**(b)** The amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the amounts specified for the purposes of regulation 22—

| *Column (1)*<br>*Child or Young Person* | *Column (2)*<br>*Amount* |
|---|---|
| Person in respect of the period—<br>(a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's sixteenth birthday;<br>(b) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's twentieth birthday. | (a) £66.90;<br>(b) £66.90. |

(**a**) Relevant amending instrument is S.I. 2016/242.
(**b**) Relevant amending instruments are S.I. 2006/718 and 2015/457.

# SCHEDULE 8

Article 23(8)

## PART 4 OF SCHEDULE 3 TO THE HOUSING BENEFIT (SPC) REGULATIONS AS AMENDED BY THIS ORDER

## PART 4

Amounts of premiums specified in Part 3

| *Premium* | *Amount* |
|---|---|
| **12.**—(1)(**a**) Severe disability premium—<br>(a) where the claimant satisfies the condition in paragraph 6(2)(a);<br>(b) where the claimant satisfies the condition in paragraph 6(2)(b)—<br>(i) in a case where there is someone in receipt of a carer's allowance or who has an award of universal credit which includes the carer element under regulation 29 of the Universal Credit Regulations 2013 or if he or any partner satisfies that condition only by virtue of paragraph 6(7);<br>(ii) in a case where there is no-one in receipt of such an allowance or such an award of universal credit. | (1)<br>(a) £62.45;<br>(b) (i) £62.45;<br>(b) (ii) £124.90. |
| (2) Enhanced disability premium. | (2) £24.78 in respect of each child or young person in respect of whom the conditions specified in paragraph 7 are satisfied. |
| (3) Disabled child premium. | (3) £60.90 in respect of each child or young person in respect of whom the condition specified in paragraph 8 is satisfied. |
| (4) Carer premium. | (4) £34.95 in respect of each person who satisfies the condition specified in paragraph 9. |

(**a**) Relevant amending instrument is S.I. 2015/1754.

# SCHEDULE 9

Article 24(3)

## PARAGRAPH 2 OF PART 1 OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS

## PART 1

### Personal Allowances

**2.**—(1)**(a)** The weekly amounts specified in column (2) below in respect of each person specified in column (1) shall, for the relevant period specified in column (1), be the weekly amounts specified for the purposes of regulations 83(b) and 84(1)(c).

| *(1)*<br>*Child or Young Person* | *(2)*<br>*Amount* |
|---|---|
| Person in respect of the period— | |
| (a) beginning on that person's date of birth and ending on the day preceding the first Monday in September following that person's sixteenth birthday; | (a) £66.90; |
| (b) beginning on the first Monday in September following that person's sixteenth birthday and ending on the day preceding that person's twentieth birthday. | (b) £66.90. |

(**a**) Relevant amending instruments are S.I. 1996/2545, 1999/2555, 2006/718 and 2015/457.

# SCHEDULE 10

Article 24(5)

## PART IV OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS AS AMENDED BY THIS ORDER

## PART IV

Weekly amounts of premiums specified in Part III

| *Premium* | *Amount* |
|---|---|
| **20.**—(2)**(a)** Pensioner premium for persons who have attained the qualifying age for state pension credit—<br>(a) where the claimant satisfies the condition in paragraph 10(a);<br>(b) where the claimant satisfies the condition in paragraph 10(b);<br>(c) where the claimant satisfies the condition in paragraph 10(c). | (2)<br>(a) £86.25;<br>(b) £128.40;<br>(c) £128.40. |
| (3) Pensioner premium for claimants whose partner has attained the age of 75 where the claimant satisfies the condition in paragraph 11. | (3) £128.40. |
| (4) Higher Pensioner Premium—<br>(a) where the claimant satisfies the condition in paragraph 12(1)(a);<br>(b) where the claimant satisfies the condition in paragraph 12(1)(b) or (c). | (4)<br>(a) £86.25;<br>(b) £128.40. |
| (5)(**b**) Disability Premium—<br>(a) where the claimant satisfies the condition in paragraph 13(1)(a);<br>(b) where the claimant satisfies the condition in paragraph 13(1)(b) or (c). | (5)<br>(a) £32.55;<br>(b) £46.40. |
| (6) Severe Disability Premium—<br>(a) where the claimant satisfies the condition in paragraph 15(1);<br>(b) where the claimant satisfies the condition in paragraph 15(2)—<br>(i) if there is someone in receipt of a carer's allowance or if any partner of the claimant satisfies that condition by virtue of paragraph 15(5);<br>(ii) if no-one is in receipt of such an allowance. | (6)<br>(a) £62.45;<br>(b)<br>(i) £62.45;<br>(ii) £124.90. |
| (7) Disabled Child Premium. | (7) £60.90 in respect of each child or young person in respect of whom the conditions specified in paragraph 16 are satisfied. |
| (8) Carer Premium. | (8) £34.95 in respect of each person who satisfied the condition specified in |

(**a**) Relevant amending instruments are S.I. 2009/1488 and 2016/242.
(**b**) Relevant amending instrument is S.I. 2007/719 and 2015/457.

| *Premium* | *Amount* |
|---|---|
| | paragraph 17. |
| (9)**(a)** Enhanced disability premium where the conditions in paragraph 15A are satisfied. | (9)<br>(a) £24.78 in respect of each child or young person in respect of whom the conditions specified in paragraph 15A are satisfied;<br>(b) £15.90 in respect of each person who is neither—<br>(i) a child or young person; nor<br>(ii) a member of a couple or a polygamous marriage,<br>in respect of whom the conditions specified in paragraph 15A are satisfied;<br>(c) £22.85 where the claimant is a member of a couple or a polygamous marriage and the conditions specified in paragraph 15A are satisfied in respect of a member of that couple or polygamous marriage. |

(**a**) Sub-paragraph (9) was added by S.I. 2000/2629 and amended by S.I. 2003/455 and 2015/457.

# SCHEDULE 11

Article 24(6)

## PART IVB OF SCHEDULE 1 TO THE JOBSEEKER'S ALLOWANCE REGULATIONS**(a)** AS AMENDED BY THIS ORDER

## PART IVB

Weekly amounts of premiums specified in Part IVA

| *Premium* | *Amount* |
|---|---|
| **20M.**—(1)**(b)** Pensioner premium where one member of a joint-claim couple has attained the qualifying age for state pension credit and the condition in paragraph 20E is satisfied. | (1) £128.40. |
| (2)(**c**) Higher Pensioner Premium where one member of a joint-claim couple satisfies the condition in paragraph 20F. | (2) £128.40. |
| (3)**(d)** Disability Premium where one member of a joint-claim couple satisfies the condition in paragraph 20G(1). | (3) £46.40. |
| (4) Severe Disability Premium where one member of a joint-claim couple satisfies the condition in paragraph 20I(1)—<br>(i) if there is someone in receipt of a carer's allowance or if either member satisfies that condition only by virtue of paragraph 20I(4)**(e)**;<br>(ii) if no-one is in receipt of such an allowance. | (4)<br>(i) £62.45;<br>(ii) £124.90. |
| (5) Carer Premium. | (5) £34.95 in respect of each person who satisfied the condition specified in paragraph 20J. |
| (6)**(f)** Enhanced disability premium where the conditions in paragraph 20IA are satisfied. | (6) £22.85 where the conditions specified in paragraph 20IA are satisfied in respect of a member of a joint-claim couple. |

(**a**) Part IVB was inserted by S.I. 2000/1978.
(**b**) Relevant amending instruments are S.I. 2009/1488 and 2016/242.
(**c**) Relevant amending instruments are S.I. 2007/719 and 2016/242.
(**d**) Relevant amending instrument is S.I. 2007/719 and 2015/457.
(**e**) Relevant amending instruments are S.I. 2001/518, 2003/511 and 2015/457.
(**f**) Sub-paragraph (6) was added by S.I. 2000/2629 and amended by S.I. 2015/457.

# SCHEDULE 12

Article 24(8)

## APPLICABLE AMOUNTS SPECIFIED IN THE JOBSEEKER'S ALLOWANCE REGULATIONS

| *(1)*<br>*Provision in Jobseeker's Allowance Regulations* | *(2)*<br>*Specified Sum* |
|---|---|
| Regulation 145(1)**(a)** | Weekly applicable amount to be reduced by a sum equivalent to 40 per cent or, as the case may be, 20 per cent of the specified amount. |
| Regulation 146G(1)**(b)** | Weekly applicable amount to be reduced by a sum equivalent to 40 per cent or, as the case may be, 20 per cent of the specified amount. |
| Schedule 2, paragraph 5(3) | The relevant fraction shall be obtained in accordance with the formula— $\frac{A}{A+B}$ |
| Schedule 2, paragraph 6(1)(b)(**c**) | Half the amount which would fall to be met by applying the provisions of sub-paragraph (a). |
| Schedule 2, paragraph 6(1)(c) | Nil. |
| Schedule 2, paragraph 7(1)(b) | Nil. |
| Schedule 2, paragraph 9**(d)** | The weekly amount of housing costs is the amount calculated by applying the formula— $\frac{A \times B}{52}$ |
| Schedule 2, paragraph 10(4)**(e)** | £100,000. |
| Schedule 2, paragraph 10(6)(a) | The appropriate amount shall be a sum determined by applying the formula— $P \times Q$ |
| Schedule 2, paragraph 10(10) | The qualifying portion of a loan shall be determined by applying the formula— $R \times \frac{S}{T}$ |

(**a**) Relevant amending instrument is S.I. 1996/1516.
(**b**) Regulation 146G was inserted by S.I. 2000/1978.
(**c**) Paragraph 6 was revoked by S.I. 2015/1647 but is saved by regulation 8 of that instrument.
(**d**) Paragraph 9 was substituted by S.I. 2001/3651 and amended by S.I. 2004/2825.
(**e**) *See* S.I. 2008/3195 which modifies paragraph 10(4) so that it applies as if the reference to "£100,000" were to "£200,000" in relation to certain persons.

| *(1)*<br>*Provision in Jobseeker's Allowance Regulations* | *(2)*<br>*Specified Sum* |
|---|---|
| Schedule 2, paragraph 11(2)**(a)** | The standard rate is to be the average mortgage rate published by the Bank of England in August 2010. It is to be varied each time that sub-paragraph (2B) applies such that the average mortgage rate published on the reference day then becomes the new standard rate in accordance with sub-paragraph (2D). |
| Schedule 5, paragraph 4 | Nil. |
| Schedule 5, paragraph 14**(b)** | Nil. |
| Schedule 5A, paragraph 3**(c)** | Nil. |

(**a**) Relevant amending instruments are S.I. 2004/2825, 2007/3183, 2008/3195, 2010/1811 and 2014/591.
(**b**) Relevant amending instrument is S.I. 2000/636.
(**c**) Schedule 5A was inserted by S.I. 2000/1978.

# SCHEDULE 13

Article 25(6)

## OTHER AMOUNTS SPECIFIED IN THE STATE PENSION CREDIT REGULATIONS

| *(1)*<br>*Provision in State Pension Credit Regulations* | *(2)*<br>*Specified Amount* |
|---|---|
| Regulation 6(3)(a) | Nil. |
| Regulation 6(3)(b) | Nil. |
| Regulation 7(3) | Nil. |
| Schedule II, paragraph 6(3) | The relevant fraction shall be obtained in accordance with the formula— $\frac{A}{A+B}$ |
| Schedule II, paragraph 7(1) | The weekly amount of housing costs shall be calculated by applying the formula— $\frac{A \times B}{52}$ |
| Schedule II, paragraph 8(2)**(a)** | £100,000. |
| Schedule II, paragraph 8(4)(a) | The sum shall be determined by applying the formula— $P \times Q$ |
| Schedule II, paragraph 8(8)**(b)** | The qualifying portion of a loan shall be determined by applying the formula— $R \times \frac{S}{T}$ |
| Schedule II, paragraph 9(2)**(c)** | The standard rate is to be the average mortgage rate published by the Bank of England in August 2010. It is to be varied each time that sub-paragraph (2B) applies such that the average mortgage rate published on the reference day then becomes the new standard rate in accordance with sub-paragraph (2D). |
| Schedule III, paragraph 2(2)(b)**(d)** | Nil. |

(**a**) *See* S.I. 2008/3195 which modifies paragraph 8(2) so that it applies as if the reference to "£100,000" were to "£200,000" in relation to certain persons.
(**b**) Relevant amending instrument is S.I. 2007/2618.
(**c**) Paragraph 9 was substituted by S.I. 2004/2825 and amended by S.I. 2007/3183, 2008/3195, 2010/1811 and 2014/591.
(**d**) Paragraph 2 was substituted by S.I. 2005/3360 and sub-paragraph (2) was amended by S.I. 2006/588.

# SCHEDULE 14

Article 26(2)

## PART 3 OF SCHEDULE 4 TO THE ESA REGULATIONS 2008 AS AMENDED BY THIS ORDER

## PART 3

Weekly amount of premiums specified in Part 2

| *Premium* | *Amount* |
|---|---|
| **11.**—(1)(**a**) Pensioner premium for a person to whom paragraph 5 applies who—<br>(a) is a single claimant and—<br>(i) is entitled to the work-related activity component;<br>(ii) is entitled to the support component; or<br>(iii) is not entitled to either of those components;<br>(b) is a member of a couple and—<br>(i) is entitled to the work-related activity component;<br>(ii) is entitled to the support component; or<br>(iii) is not entitled to either of those components. | (1)<br>(a)<br>(i) £57.20;<br>(ii) £49.70;<br>(iii) £86.25;<br>(b)<br>(i) £99.35;<br>(ii) £91.85;<br>(iii) £128.40. |
| (2) Severe disability premium—<br>(a) where the claimant satisfies the condition in paragraph 6(2)(a);<br>(b) where the claimant satisfies the condition in paragraph 6(2)(b)—<br>(i) if there is someone in receipt of a carer's allowance or if the person or any partner satisfies that condition only by virtue of paragraph 6(5);<br>(ii) if no-one is in receipt of such an allowance. | (2)<br>(a) £62.45;<br>(b)<br>(i) £62.45;<br>(ii) £124.90. |
| (3)**(b)** Carer Premium. | (3) £34.95 in respect of each person who satisfies the condition specified in paragraph 8(1). |
| (4)**(c)** Enhanced disability premium where the conditions in paragraph 7 are satisfied. | (4)<br>(a) £15.90 in respect of each person who is neither—<br>(i) a child or young person; nor<br>(ii) a member of a couple or a polygamous marriage, in respect of whom the conditions specified in paragraph 7 are satisfied; |

(**a**) Relevant amending instrument is S.I. 2016/242.
(**b**) Relevant amending instrument is S.I. 2008/2428 and 2015/457.
(**c**) Relevant amending instrument is S.I. 2008/2428 and 2015/457.

| *Premium* | *Amount* |
| --- | --- |
| | (b) £22.85 where the claimant is a member of a couple or a polygamous marriage and the conditions specified in paragraph 7 are satisfied in respect of a member of that couple or polygamous marriage. |

# SCHEDULE 15

Article 26(5)

## APPLICABLE AMOUNTS SPECIFIED IN THE ESA REGULATIONS 2008

| *(1)*<br>*Provision in ESA Regulations 2008* | *(2)*<br>*Specified Sum* |
|---|---|
| Schedule 6, paragraph 7(3) | The relevant fraction shall be obtained in accordance with the formula—<br>$\frac{A}{A+B}$ |
| Schedule 6, paragraph 8(1)(b)(**a**) | Half the amount which will fall to be met by applying the provisions of sub-paragraph (a). |
| Schedule 6, paragraph 8(1)(c) | Nil. |
| Schedule 6, paragraph 9(1)(b) | Nil. |
| Schedule 6, paragraph 11 | The weekly amount of housing costs is the amount calculated by applying the formula—<br>$\frac{A \times B}{52}$ |
| Schedule 6, paragraph 12(4)**(b)** | £100,000. |
| Schedule 6, paragraph 12(6)(a) | The appropriate amount shall be a sum determined by applying the formula—<br>$P \times Q$ |
| Schedule 6, paragraph 12(10) | The qualifying portion of a loan shall be determined by applying the formula—<br>$R \times \frac{S}{T}$ |
| Schedule 6, paragraph 12(12)(b) | £150,000 |

(**a**) Paragraph 8 was revoked by S.I. 2015/1647 but is saved by regulation 8 of that instrument.
(**b**) *See* S.I. 2008/3195 which modifies paragraph 12(4) so that it applies as if the reference to "£100,000" were to "£200,000" in relation to certain persons.

| *(1)*<br>*Provision in ESA Regulations 2008* | *(2)*<br>*Specified Sum* |
|---|---|
| Schedule 6, paragraph 12(12)(c) | £125,000 |
| Schedule 6, paragraph 13(2)**(a)** | The standard rate is to be the average mortgage rate published by the Bank of England in August 2010. It is to be varied each time that sub-paragraph (2B) applies such that the average mortgage rate published on the reference day then becomes the new standard rate in accordance with sub-paragraph (2D). |

(**a**) Relevant amending instruments are S.I. 2008/3195, 2010/1811 and 2014/591.

# SCHEDULE 16

Article 28(2)

## AMOUNTS OF CERTAIN ELEMENTS SPECIFIED IN THE TABLE IN REGULATION 36 OF THE UNIVERSAL CREDIT REGULATIONS AS AMENDED BY THIS ORDER

| Element | | Amount for each assessment period |
|---|---|---|
| Child element— | | |
| | first child or qualifying young person | £277.08 |
| | second and each subsequent child or qualifying young person | £231.67 |
| Additional amount for disabled child or qualifying young person— | | |
| | higher rate | £372.30 |
| LCW and LCWRA elements— | | |
| | limited capability for work and work-related activity | £318.76 |
| Carer element | | £151.89 |
| Childcare costs element— | | |
| | maximum amount for one child | £646.35 |
| | maximum amount for two or more children | £1,108.04 |

# SCHEDULE 17

Article 28(4)

## OTHER AMOUNTS SPECIFIED IN THE UNIVERSAL CREDIT REGULATIONS

| *(1)*<br>*Provision in Universal Credit Regulations* | *(2)*<br>*Specified Amount* |
|---|---|
| Regulation 34A(2) *Step 2*(**a**) | Apply the formula—<br>$\left(\frac{PA}{D}\right)xAP$ |
| Schedule 4, paragraph 24(4)(**b**) | The allocated amount is to be found by applying the formula—<br>$\left(\frac{A}{B}\right)xC$ |
| Schedule 4, paragraph 33 | The amount of the renter's housing costs element is to be calculated by reference to the formula—<br>$S - HCC$ |
| Schedule 4, paragraph 35(4)(**c**) | Amount S is to be found by applying the formula—<br>$\left(\frac{A}{B}\right)xC$ |
| Schedule 4, paragraph 36(2) | The amount of the deduction is to be determined by the formula—<br>$AxB$ |
| Schedule 4, paragraph 36(3) | The relevant percentage is 14% in the case of one excess bedroom. |
| Schedule 4, paragraph 36(4) | The relevant percentage is 25% in the case of two or more excess bedrooms. |
| Schedule 5, paragraph 10(2) *Step 3* | £200,000 |
| Schedule 5, paragraph 10(2) *Step 4* | Apply the formula—<br>$\frac{(AxSR)}{12}$ |
| Schedule 5, paragraph 11(2) *Step 2* | £200,000 |
| Schedule 5, paragraph 11(2) *Step 3* | Apply the formula—<br>$\frac{(AxSR)}{12}$ |
| Schedule 5, paragraph 12(1) | The standard rate is the average mortgage rate published by the Bank of England which has effect for the purposes of paragraph 12 of Schedule 3 to the Income Support (General) |

(**a**) Regulation 34A was inserted by S.I. 2014/2887.
(**b**) Relevant amending instrument is S.I. 2013/1508.
(**c**) Relevant amending instrument is S.I. 2013/1508.

| *(1)*<br>*Provision in Universal Credit Regulations* | *(2)*<br>*Specified Amount* |
|---|---|
| | Regulations 1987. It is to be varied each time that sub-paragraph (3) applies such that the average mortgage rate published on the reference day then becomes the new standard rate in accordance with sub-paragraph (5). |

## EXPLANATORY NOTE

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

This Order is made as a consequence of a review under section 150 and 151A of the Social Security Administration Act 1992 (c.5) ("the Administration Act") and includes details of the sums mentioned in those sections.

The Order is also made as a consequence of a review under section 150A of the Administration Act and includes details of the sums mentioned in that section.

Part 2 of the Order relates to social security benefits, pensions and allowances.

Article 3 and Schedule 1 increase the benefits and increases of benefits (excepting those referred to in article 3(2)) specified in Parts I, III, IV and V of Schedule 4 to the Social Security Contributions and Benefits Act 1992 (c.4) ("the Contributions and Benefits Act").

Article 4 increases the rates and amounts of certain pensions and allowances under the Contributions and Benefits Act.

Article 5 increases the sums payable as part of a Category A or Category B retirement pension by virtue of sections 15(1) and 17(2) and (3) of the Pension Schemes Act 1993 (c.48) on account of increases in guaranteed minimum pensions.

Article 6 increases the rates and amounts relating to the state pension under Part 1 of the Pensions Act 2014 (c.19) including the full rate, amounts exceeding the full rate, the rate of increments and inherited increments.

Article 7 specifies the dates from which the sums specified for rates or amounts of benefits in articles 3, 4, 5, 6, 12, 13 and 14 are altered.

Article 8 specifies earnings limits for child dependency increases.

Article 9 increases the weekly rate of statutory sick pay.

Article 10 increases the weekly rate of statutory maternity pay.

Article 11 increases the weekly rates of statutory paternity pay, statutory adoption pay and statutory shared parental pay.

Article 12 increases the rate of graduated retirement benefit.

Article 13 increases the amount of a Category C retirement pension.

Article 14 increases the prescribed maximum additional pension for the purposes of section 52(3) of the Contributions and Benefits Act.

Article 15 increases the rate of disability living allowance.

Article 16 increases the rate of personal independence payment.

Article 17 increases the weekly rates of age addition and the rates referred to in article 17(2) for claimants entitled to long-term incapacity benefit.

Article 18 increases the weekly rates of transitional invalidity allowance and the rates referred to in article 18(2) for claimants entitled to long-term incapacity benefit.

Article 19 increases the rates of widowed mother's allowance, widow's pension, widowed parent's allowance and bereavement allowance.

Part 3 of the Order relates to income support and housing benefit.

Article 20 states the amount of sums relevant to the applicable amount for the purposes of income support. Article 20(3) and Schedule 2 set out certain personal allowances; article 20(4) and

(5) and Schedule 3 set out the premiums and article 20(7) and Schedule 4 set out other miscellaneous amounts.

Article 21 provides for the percentage increase of sums payable by way of special transitional additions to income support.

Article 22 states the amount of the sums relevant to the applicable amount for the purposes of housing benefit and the appropriate maximum housing benefit. Article 22(7) and Schedule 5 set out certain personal allowances and article 22(9) and Schedule 6 set out the premiums.

Article 23 states the amount of the sums relevant to the applicable amount for the purposes of housing benefit for certain persons over the qualifying age for state pension credit. Article 23(6) and Schedule 7 set out the personal allowances and article 23(7) and (8) and Schedule 8 set out the premiums.

Part 4 of the Order relates to jobseeker's allowance.

Article 24 states the amount of sums relevant to the applicable amount for the purposes of income-based jobseeker's allowance. Article 24(3) and Schedule 9 set out certain personal allowances; article 24(4) and (5) and Schedule 10 set out the premiums; article 24(6) and Schedule 11 set out the premiums for joint-claim couples and article 24(8) and Schedule 12 set out other miscellaneous amounts.

Part 5 of the Order relates to state pension credit.

Article 25 and Schedule 13 specify the amounts relevant to state pension credit.

Part 6 of the Order relates to employment and support allowance.

Article 26 states the amount of sums relevant to the applicable amount for the purposes of employment and support allowance under the Employment and Support Allowance Regulations 2008. Article 26(2) and Schedule 14 set out the premiums; article 26(3) increases the support component, and article 26(5) and Schedule 15 set out other miscellaneous amounts.

Article 27 increases the support component for employment and support allowance under the Employment and Support Allowance Regulations 2013.

Part 7 of the Order relates to universal credit.

Article 28 and Schedules 16 and 17 specify the amounts relevant to universal credit.

Article 29 of the Order provides for the revocation of the Social Security Benefits Up-rating Order 2015 (S.I. 2015/457) save for articles 16 and 20 which respectively state the sum by which any income support or jobseeker's allowance of a person involved in a trade dispute is reduced and 17(10)(a) which states the amount of the work-related activity component of housing benefit. That amount is frozen under section 11 of, and paragraph 1 of Schedule 1 to, the Welfare Reform and Work Act 2016 (c.7). Article 29 also provides for the revocation of the Social Security Benefits Up-rating Order 2016 (S.I. 2016/230).

In accordance with sections 150(8), 150A(5) and (9) and 151A(6) and (7) of the Administration Act, a copy of the report of the Government Actuary giving his opinion on the likely effect on the National Insurance Fund of the making of this Order was laid before Parliament with the draft Order.

An Impact Assessment has not been published for this instrument as it has no new impact on business or civil society organisations.

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