STATUTORY INSTRUMENTS

1982 No. 1634

SOCIAL SECURITY

The Supplementary Benefit (Housing Benefits) (Requirements) Consequential Amendment Regulations 1982

Laid before Parliament in draft

Made - - - 18*th November* 1982

Coming into Operation in accordance with Regulation 1

for certain purposes 22*nd November* 1982

for other purposes 4*th April* 1983

The Secretary of State for Social Services, in exercise of the powers conferred on him by paragraph 2(1) of Schedule 1 to the Supplementary Benefits Act 1976(**a**) and of all other powers enabling him in that behalf, with the consent of the Treasury, hereby makes the following regulations of which a draft has been laid before Parliament and approved by resolution of each House of Parliament.

This instrument satisfies the requirements of paragraph 38 of Schedule 4 to the Social Security and Housing Benefits Act 1982(**b**), and the Secretary of State has not referred proposals to make any of the regulations contained in it to the Industrial Injuries Advisory Council or the Social Security Advisory Committee.

Citation and commencement

1. These regulations may be cited as the Supplementary Benefit (Housing Benefits) (Requirements) Consequential Amendment Regulations 1982 and shall come into operation—

(**a**) 1976 c.71; Schedule 1 was substituted by section 6(1) of, and paragraph 30 of Schedule 2 to, the Social Security Act 1980 (c.30); the Act is further amended by sections 38 and 48(5) of, and Schedule 4 to, the Social Security and Housing Benefits Act 1982 (c.24).
(**b**) 1982 c.24.

(*a*) on 22nd November 1982 in their application to a person in respect of whom the conditions specified in regulation 3(3) of the Housing Benefits Regulations 1982(**a**) are for the time being fulfilled or his partner (within the meaning of those regulations); and

(*b*) on 4th April 1983 for all other purposes.

Amendment of Schedule 3 *to the Supplementary Benefit (Requirements) Regulations* 1980

2. In Part I of Schedule 3 to the Supplementary Benefit (Requirements) Regulations 1980(**b**) (additional requirements for heating) in paragraph 4, column (1), as substituted by regulation 2(17)(*a*) of the Supplementary Benefit (Housing Benefits) (Requirements and Resources) Consequential Amendments Regulations 1982(**c**), after "householder" there is inserted "in respect of whom an amount is applicable under regulation 19(1)(*b*), (*c*) or (*f*) (long tenancy, Crown tenancy, co-ownership or crofting tenancy)".

Signed by authority of the Secretary of State for Social Services.

Tony Newton,
Parliamentary Under-Secretary of State,
Department of Health and Social Security.

18th November 1982.

We consent,

J. A. Cope,
P. L. Brooke,
Two of the Lords Commissioners of
Her Majesty's Treasury.

18th November 1982.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the Supplementary Benefit (Requirements) Regulations 1980 which govern the determination of a person's requirements for the purposes of supplementary benefit. They are consequential upon the coming into operation of the Housing Benefits Regulations 1982, under which most tenants and licensees in receipt of supplementary benefit may receive a rent rebate or allowance not only towards rent but also towards heating and certain other similar costs payable as a condition of their tenancy or licence; in the case of those paying a fixed charge, assistance is given to the extent that the charge exceeds an amount specified in those regulations. These regulations accordingly restrict the categories of householder who may be similarly assisted under the supplementary benefit scheme to those not eligible for rent rebate or allowance, and prevent duplication of benefit.

(**a**) S.I. 1982/1124. (**b**) S.I. 1980/1299. (**c**) S.I. 1982/1126.

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