SCHEDULE 10

Regulation 46(2)

Capital to be Disregarded

1. The dwelling occupied as the home but, notwithstanding regulation 23 (calculation of income and capital of members of claimant's family and of a polygamous marriage), only one dwelling shall be disregarded under this paragraph.

►[1]**1A.** Any payment in respect of any travel or other expenses incurred, or to be incurred, by the claimant in respect of that claimant's participation in a scheme prescribed in regulation 3 of the Jobseeker's Allowance (Schemes for Assisting Persons to Obtain Employment) Regulations (Northern Ireland) 2014, but only for 52 weeks beginning with the date of receipt of the payment.◄

►[2]**2.** Any premises or land acquired for occupation by the claimant as his home which he intends to occupy within 26 weeks of the date of acquisition or such longer period as is reasonable in the circumstances to enable the claimant to obtain possession and commence occupation of the premises or land.◄

►[3]**3.** Any sum directly attributable to the proceeds of sale of—

(a) any premises formerly occupied by the claimant as his home, or

(b) any premises which the claimant continues to occupy as his home and which were occupied by him as his home immediately before the compulsory acquisition of those premises from him under any statutory provision,

which is to be used for the purchase of other premises or land intended for such occupation within 26 weeks of the date of sale or such longer period as is reasonable in the circumstances to enable the claimant to complete the purchase.◄

4. ►[4]Any premises occupied in whole or in part as the home by◄—

(a) a partner or relative of ►[5]a single claimant or any member of◄ the family where that person ►[6] has attained the qualifying age for state pension credit◄ or is incapacitated;

(b) the former partner of a claimant ►[7]◄; but this provision shall not apply where the former partner is a person from whom the claimant is estranged or divorced ►[8]or with whom he formed a civil partnership that has been dissolved◄.

►[9]**5.** Any future interest in property of any kind, other than land or premises in respect of which the claimant has granted a subsisting lease or tenancy, including sub-leases or sub-tenancies.◄

6. ►[10]—(1)◄ The assets of any business owned in whole or in part by the claimant and for the purposes of which he is engaged as a self-employed earner or, if he has ceased to be so engaged, for such period as may be reasonable in the circumstances to allow for disposal of any such asset.

►[11] (2) The assets of any business owned in whole or in part by the claimant where—

(a) he is not engaged as a self-employed earner in that business by reason of some disease or bodily or mental disablement; but

(b) he intends to become engaged or, as the case my be, re-engaged as a self-employed earner in that business as soon as he recovers or is able to become engaged or re-engaged in that business,

for a period of 26 weeks from the date on which the claim for income support is made, or is treated as made, or, if it is unreasonable to expect him to become engaged or re-engaged in that business within that period, for such longer period as is reasonable in the circumstances to enable him to become so engaged or re-engaged.◄

►[12] (3) In the case of a person who is receiving assistance under►[13]the self-employment route◄ the assets acquired by that person for the purpose of establishing or carrying on the commercial activity in respect of which such assistance is being received.

(4) In the case of a person who has ceased carrying on the commercial activity in respect of which assistance was received as specified in sub-paragraph (3), the assets relating to that activity for such period as may be reasonable in the circumstances to allow for disposal of any such asset.◄

7.►[14]—(1) Subject to sub-paragraph (2),◄ any arrears of, or any concessionary payment made to compensate for arrears due to the non-payment of—

(a) any payment specified in ►[15]paragraph 6, ►[16]8, 9, 72A, 76◄◄►[17], 77, 79 or 80◄ of Schedule 9 (other income to be disregarded);

►[18](b) an income-related benefit►[19], an income-related employment and support allowance◄ or an income-based jobseeker's allowance, child tax credit or working tax credit under Part 1 of the Tax Credits Act 2002(**a**);◄

◗[20](ba) bereavement support payment under section 29 of the Pension Act (Northern Ireland) 2015,◖

►[21](c) any discretionary housing payment paid pursuant to regulation 2(1) of the Discretionary Financial Assistance Regulations (Northern Ireland) 2001,◄

◗[22](d) universal credit,◖

◗[23](e) maternity allowance under section 35 of the Contributions and Benefits Act (state maternity allowance for employed or self-employed earner),◖

◗[24](f) carer support payment, but only that amount that is in excess of the amount the claimant would receive if they had an entitlement to carer's allowance under section 70 of the Contributions and Benefits Act,◄

but only for a period of 52 weeks from the date of the receipt of the arrears or of the concessionary payment.

►[25] (2) In a case where the total of any arrears and, if appropriate, any concessionary payment referred to in sub-paragraph (1) relating to any one of the specified payments, benefits or allowances amounts to £5000 or more (referred to in this sub-paragraph and in sub-paragraph (3) as the "relevant sum") and is—

►[26](a) paid in order to rectify, or to compensate for—

(i) an official error as defined in regulation 1(2) of the Social Security and Child Support (Decisions and Appeals) Regulations (Northern Ireland) 1999(**b**), or

(ii) an error on a point of law; and◄

(b) received by the claimant in full on or after 14th October 2001,

sub-paragraph (1) shall have effect in relation to such arrears or concessionary payment either for a period of 52 weeks from, and including, the date of receipt, or, if the relevant sum is

---

(**a**) 2002 c. 21

(**b**) S.R.1999 No.162; the definition of "official error" was substituted by paragraph 2(b) of Schedule 4 to S.R.2001 No.176 and amended by regulation 2(2)(a) of S.R. 2002 No.189

received in its entirety during the award of income support, for the remainder of that award if that is a longer period.

(3) For the purposes of sub-paragraph (2) "the award of income support" means—

(a) the award ▶[27]of any of◀ income support ▶[28], an income-related employment and support allowance◀▶[29], an income-based jobseeker's allowance or universal credit◀ in which the relevant sum (or first part thereof where it is paid in more than one instalment) is received, and

(b) where that award is followed by one or more further awards which in each case may be ▶[30]any◀ of income support ▶[31], an income-related employment and support allowance◀▶[32], an income-based jobseeker's allowance or universal credit◀ and which, or each of which, begins immediately after the end of the previous award, such further awards until the end of the last such award, provided that for any such further awards the claimant—

(i) is the person who received the relevant sum, or

(ii) is the partner of the person who received the relevant sum, or was that person's partner at the date of his death, or

(iii) in the case of a joint-claim jobseeker's allowance, is a joint-claim couple either member or both members of which received the relevant sum.◀▶[33]or◀

▶[34](iv) in a case where universal credit is awarded to the claimant and another person as joint claimants, either the claimant or the other person, or both of them, received the relevant sum.◀

Paragraph 7(3) continues to be reproduced as it is maintained in operation in certain circumstances. See Explanatory Note of S.R. 2016 No. 236 for when to apply.

(3) For the purposes of sub-paragraph (2) "the award of income support" means—

(a) the award either of income support ▶[35], an income-related employment and support allowance◀ or of an income-based jobseeker's allowance in which the relevant sum (or first part thereof where it is paid in more than one instalment) is received, and

(b) where that award is followed by one or more further awards which in each case may be either of income support ▶[36], an income-related employment and support allowance◀ or of an income-based jobseeker's allowance and which, or each of which, begins immediately after the end of the previous award, such further awards until the end of the last such award, provided that for any such further awards the claimant—

(i) is the person who received the relevant sum, or

(ii) is the partner of the person who received the relevant sum, or was that person's partner at the date of his death, or

(iii) in the case of a joint-claim jobseeker's allowance, is a joint-claim couple either member or both members of which received the relevant sum.◀

▶[37]**7A.** Any payment of a widowed parent's allowance made pursuant to section 39A of the Contributions and Benefits Act 1992 (widowed parent's allowance)—

(a) to the survivor of a cohabiting partnership (within the meaning in section 39A(7) of the Contributions and Benefits Act 1992) who is entitled to a widowed parent's allowance

for a period before the Bereavement Benefits (Remedial) Order 2023 comes into force, and

(b) in respect of any period of time during the period ending with the day before the survivor makes the claim for a widowed parent's allowance,

but only for a period of 52 weeks from the date of receipt of the payment.◄

8. Any sum—

(a) paid to the claimant in consequence of damage to, or loss of, the home or any personal possession and intended for its repair or replacement; or

(b) acquired by the claimant (whether as a loan or otherwise) on the express condition that it is to be used for effecting essential repairs or improvements to the home,

and which is to be used for the intended purpose, for a period of 26 weeks from the date on which it was so paid or acquired or such longer period as is reasonable in the circumstances to enable the claimant to effect the repairs, replacement or improvements.

9. Any sum–

(a) deposited with a housing association as a condition of occupying the home;

(b) which was so deposited and which is to be used for the purchase of another home, for the period of 26 weeks or such longer period as is reasonable in the circumstances to complete the purchase.

10. Any personal possessions except those which had or have been acquired by the claimant with the intention of reducing his capital in order to secure entitlement to ►[38] ◄income support or to increase the amount of that benefit.

11. The value of the right to receive any income under an annuity and the surrender value (if any) of such an annuity.

►[39]**11A.** Any ex-gratia payment made to a qualifying Equitable Life annuitant under regulation 2, or both regulations 2 and 3, of the Age-Related Payments Regulations 2013(**a**).◄

►[40]**12.** Where the funds of a trust are derived from a payment made in consequence of any personal injury to the claimant ►[41]or the claimant's partner◄, the value of the trust fund and the value of the right to receive any payment under that trust.◄

►[42]**12A.—(**1)Any payment made to the claimant or the claimant's partner in consequence of any personal injury to the claimant or, as the case may be, the claimant's partner.

(2) But sub-paragraph (1)—

(a) applies only for the period of 52 weeks beginning with the day on which the claimant first receives any payment in consequence of that personal injury;

(b) does not apply to any subsequent payment made to him in consequence of that injury (whether it is made by the same person or another);

(c) ceases to apply to the payment or any part of the payment from the day on which the claimant no longer possesses it;

(d) does not apply to any payment from a trust where the funds of the trust are derived from a payment made in consequence of any personal injury to the claimant.

(3) For the purposes of sub-paragraph (2)(c), the circumstances in which a claimant no longer possesses a payment or a part of it include where the claimant has used a payment or part of it to purchase an asset.

(4) References in sub-paragraphs (2) and (3) to the claimant are to be construed as including references to his partner (where applicable).◄

13. The value of the right to receive any income under a life interest.

14. The value of the right to receive any income which is disregarded under paragraph 11 of Schedule 8 or paragraph 23 of Schedule 9 (earnings or other income to be disregarded).

15. The surrender value of any policy of life insurance.

16. Where any payment of capital falls to be made by instalments, the value of the right to receive any outstanding instalments.

►[43]**17.**—(1) Any payment made by an authority in accordance with Article 18, 34C, 34D or 35A of the Children Order (general duty of an authority to promote the welfare of children and powers to grant financial assistance to persons looked after or in, or formerly in, its care).

(2) Any payment (or part of a payment) made by an authority in accordance with Article 34D of the Children Order to a person ("A") which A passes on to the claimant.

(3) Sub-paragraphs (1) and (2) are subject to the following provisions.

(4) Neither of those sub-paragraphs applies where the claimant is a person—

(a) to whom section 125 of the Contributions and Benefits Act (trade disputes) applies; or

(b) in respect of whom section 122(1) of the Contributions and Benefits Act (conditions of entitlement to income support) has effect as modified by section 126 of that Act (effect of return to work).

(5) Sub-paragraph (2) applies only where A—

(a) was formerly in the claimant's care, and

(b) is aged 18 or over, and

(c) continues to live with the claimant.◄

►[44]**18.** Any social fund payment made under ►[45]Part 8 of the Contributions and Benefits Act◄.◄

►[46]**18A.** Any local welfare provision.◄

19. Any refund of tax which falls to be deducted under ►[47]section 369 of the Income and Corporation Taxes Act 1988 (mortgage interest payable under deduction of tax)◄ on a payment of relevant loan interest for the purpose of acquiring an interest in the home or carrying out repairs or improvements in the home.

20. Any capital which under ►[48]regulation 41 ►[49]◄ or 66A (capital treated as income ►[50]◄ or treatment of student loans)◄ is to be treated as income.

Para. 20 is reproduced below as it was before the amendment by S.R. 2003 No. 195 was implemented. See reg. 1 of that S.R. for details of when to apply this version and also reg. 4 of S.R. 2017 No. 79.

20. Any capital which under ▸[51]regulation 41, 44(1) or 66A (capital treated as income, modifications in respect of children and young persons or treatment of student loans)◂ is to be treated as income.

21. Where a payment of capital is made in a currency other than sterling, any banking charge or commission payable in converting that payment into sterling.

►[52]►[53]**22.**—(1) Any payment made under ►[54]or by◄ the Macfarlane Trust, the Macfarlane (Special Payments) Trust, the Macfarlane (Special Payments) (No. 2) Trust ("the Trusts"), ►[55]the Fund◄ ►[56], the Eileen Trust◄►[57], MFET Limited◄ or ►[58], the Independent Living ►[59]Fund (2006)◄►[60], the Skipton Fund ►[61], the Caxton Foundation ◄►[62]the Infected Blood Payment Scheme for Northern Ireland, the Scottish Infected Blood Support Scheme, an approved blood scheme◄►[63], the London Emergencies Trust, the We Love Manchester Emergency Fund◄ ►[64], the National Emergencies Trust◄►[65], the Victims of Overseas Terrorism Compensation Scheme◄ or the London Bombings Relief Charitable Fund◄◄. ►[66](1A) Any Grenfell Tower payment►[67], child abuse payment, Windrush payment◄►[68], Post Office compensation payment◄ ►[69], vaccine damage payment◄ ►[70], LGBT Financial Recognition Scheme payment or miscarriage of justice compensation payment◄ or any payment made under the Child Migrants Trust (registered charity number 1171479).◄

(2) Any payment by or on behalf of a person who suffered or is suffering from haemophilia ►[71]or who was or is a qualifying person◄, which derives from a payment made under ►[72]or by◄ any of the Trusts to which sub-paragraph (1) refers, ►[73], or from a Grenfell Tower payment►[74], a child abuse payment◄►[75], a Windrush payment, a Post Office compensation payment◄►[76], a vaccine damage payment◄ ►[77], an LGBT Financial Recognition Scheme payment or a miscarriage of justice compensation payment◄,◄ and which is made to or for the benefit of—

(a) that person's partner or former partner from whom he is not, or where that person has died was not, estranged or divorced ►[78]or with whom he has formed a civil partnership that has not been dissolved or, where that person has died, had not been dissolved at the time of that person's death◄;

(b) any child who is a member of that person's family or who was such a member and who is a member of the claimant's family; or

(c) any young person who is a member of that person's family or who was such a member and who is a member of the claimant's family.

(3) Any payment by or on behalf of the partner or former partner of a person who suffered or is suffering from haemophilia ►[79]or who was or is a qualifying person◄, provided that the partner or former partner and that person are not, or if either of them has died were not, estranged or divorced ►[80]or, where the partner or former partner and that person have formed a civil partnership, the civil partnership has not been dissolved or, if either of them has died, had not been dissolved at the time of the death◄, which derives from a payment made under ►[81]or by◄ any of the Trusts to which sub-paragraph (1) refers, ►[82], or from a Grenfell Tower payment►[83], a child abuse payment ◄►[84], a Windrush payment, a Post Office compensation payment◄►[85], a vaccine damage payment◄ ►[86], an LGBT Financial Recognition Scheme payment or a miscarriage of justice compensation payment◄,◄ and which is made to or for the benefit of—

(a) the person who is suffering from haemophilia ►[87]or who is a qualifying person◄,

(b) any child who is a member of that person's family or who was such a member and who is a member of the claimant's family; or

(c) any young person who is a member of that person's family or who was such a member and who is a member of the claimant's family.

(4) Any payment by a person who is suffering from haemophilia ►[88]or who is a qualifying person◄, which derives from a payment under ►[89]or by◄ any of the Trusts to which sub-paragraph (1) refers►[90], or from a Grenfell Tower payment►[91], a child abuse payment◄ ►[92], a Windrush payment, a Post Office compensation payment ◄►[93], a vaccine damage payment◄ ►[94], an LGBT Financial Recognition Scheme payment or a miscarriage of justice compensation payment◄,◄ where—

(a) that person has no partner or former partner from whom he is not estranged or divorced ►[95]or with whom he has formed a civil partnership that has not been dissolved◄, nor any child or young person who is or had been a member of that person's family; and

(b) the payment is made either—

(i) to that person's parent or step-parent, or

(ii) where that person at the date of the payment is a child, a young person or a ►[96]full-time student◄ who has not completed his full-time education and has no parent or step-parent, to his guardian,

but only for a period from the date of the payment until the end of 2 years from that person's death.

(5) Any payment out of the estate of a person who suffered from haemophilia ►[97]or who was a qualifying person◄, which derives from a payment under ►[98]or by◄ any of the Trusts to which sub-paragraph (1) refers ►[99], or from a Grenfell Tower payment►[100], a child abuse payment◄ ►[101], a Windrush payment, a Post Office compensation payment◄ ►[102], a vaccine damage payment◄ ►[103], an LGBT Financial Recognition Scheme payment or a miscarriage of justice compensation payment◄,◄ where—

(a) that person at the date of his death ("the relevant date") had no partner or former partner from whom he was not estranged or divorced ►[104]or with whom he had formed a civil partnership that had not been dissolved◄, nor any child or young person who was or had been a member of his family; and

(b) the payment is made either—

(i) to that person's parent or step-parent, or

(ii) where that person at the relevant date was a child, a young person or a ►[105]full-time student◄ who had not completed his full-time education and had no parent or step-parent, to his guardian,

but only for a period of 2 years from the relevant date.

►[106](5A) Any payment out of the estate of a person, which derives from a payment to meet the recommendation of the Infected Blood Inquiry in its interim report published on 29th July 2022 made under or by the Scottish Infected Blood Support Scheme or an approved blood scheme to the estate of the person, where the payment is made to the person's son, daughter, step-son or step-daughter.◄

►[107](5B) Any payment out of the estate of a person, which derives from a payment made under or by the Scottish Infected Blood Support Scheme or an approved blood scheme to the estate of the person as a result of that person having been infected from contaminated blood products.◄

(6) In the case of a person to whom or for whose benefit a payment referred to in this paragraph is made, any capital resource which derives from any payment of income or capital made under or deriving from any of the Trusts►[108]or from a Grenfell Tower payment◄►[109], a child abuse payment◄►[110], a Windrush payment, a Post Office compensation payment◄►[111], a vaccine damage payment◄ ►[112], an LGBT Financial Recognition Scheme payment or a miscarriage of justice compensation payment◄.◄

►[113](7) For the purposes of sub-paragraphs (2) to (6), any reference to the Trusts shall be construed as including a reference to the Fund ►[114], the Eileen Trust ►[115], MFET Limited◄ ►[116], the Skipton Fund ►[117], the Caxton Foundation ◄►[118]the Infected Blood Payment Scheme for Northern Ireland, the Scottish Infected Blood Support Scheme, an approved blood scheme◄►[119], the London Emergencies Trust, the We Love Manchester Emergency Fund◄►[120], the National Emergencies Trust◄►[121], the Victims of Overseas Terrorism Compensation Scheme◄ and the London Bombings Relief Charitable Fund◄◄.◄

22A ►[122]◄

23. The value of the right to receive an occupational ►[123]or personal◄ pension.

►[124]**23A.** The value of any funds held under a personal pension scheme►[125]◄.◄

24. The value of the right to receive any rent►[126]except where the claimant has a reversionary interest in the property in respect of which rent is due◄.◄

►[127]**25.** Where a claimant has ceased to occupy what was formerly the dwelling occupied as the home following his estrangement or divorce from ►[128]or dissolution of his civil partnership with◄ his former partner, that dwelling for a period of 26 weeks from the date on which he ceased to occupy that dwelling ►[129]or, where that dwelling is occupied as the home by the former partner who is a lone parent, for as long as it is so occupied◄.

26. Any premises or land where the claimant is taking reasonable steps to dispose of those premises or that land, for a period of 26 weeks from the date on which he first took such steps, or such longer period as is reasonable in the circumstances to enable him to dispose of those premises or that land.

►[130]**27.** Any premises which the claimant intends to occupy as his home and in respect of which he is taking steps to obtain possession and has sought legal advice, or has commenced legal proceedings, with a view to obtaining possession, for a period of 26 weeks from the date on which he first sought such advice or first commenced such proceedings, whichever is earlier, or such longer period as is reasonable in the circumstances to enable him to obtain possession and commence occupation of those premises.◄

28. Any premises which the claimant intends to occupy as his home to which essential repairs or alterations are required in order to render them fit for such occupation, for a period of 26 weeks from the date on which the claimant first takes steps to effect those repairs or alternations, or such longer period as is reasonable in the circumstances to enable those repairs or alterations to be carried out and the claimant to commence occupation of the premises.◄

►[131]**29.** Any payment in kind ►[132]which is a Grenfell Tower payment►[133], child abuse payment or Windrush payment◄ or◄ made by a charity ►[134]or under ►[135]or by◄ the Macfarlane (Special Payments) Trust◄ ►[136], the Macfarlane (Special Payments)(No.2) Trust ►, [137]the Fund[138]►MFET Limited◄[139] ►[140], the Skipton Fund", the Caxton Foundation◄►[141] the Infected Blood Payment Scheme for Northern Ireland, the Scottish Infected Blood Support Scheme, an approved blood scheme◄ ► [142]►◄or the Independent Living Fund (2006)◄◄.◄

►[143]**30.** Any payment made pursuant to section 1 of the Employment and Training Act (Northern Ireland) 1950, but only for the period of 52 weeks beginning on and including the date of receipt of the payment.◄

31. Any payment made under arrangements made by the Department to compensate for the loss (in whole or in part) of entitlement to housing benefit.◄

32. – 33. ▶[144] ▶[145]◀

34. Any payment made to a juror or witness in respect of attendance at court other than compensation for loss of earnings or for the loss of a benefit payable under the benefit Acts.

35. ▶[146]◀◀

▶[147]**36.** Any payment in consequence of a reduction of ▶[148] ▶[149]◀ council tax under section 13 or, as the case may be, section 80 of the Local Government Finance Act 1992(**a**) (reduction of liability for council tax), ▶[150]or reduction of liability for rates under Article 30A of the Rates (Northern Ireland) Order 1977 (rate relief in respect of dwellings)◀◀ but only for a period of 52 weeks from the date of the receipt of the payment.◀

▶[151]**37.** Any grant made in Great Britain to the claimant in accordance with a scheme made under section 129 of the Housing Act 1988(**b**) or section 66 of the Housing (Scotland) Act 1988(**c**) (schemes for payments to assist local housing authority and local authority tenants to obtain other accommodation) which is to be used—

(a) to purchase premises intended for occupation as his home; or

(b) to carry out repairs or alterations which are required to render premises fit for occupation as his home,

for a period of 26 weeks from the date on which he received such a grant or such longer period as is reasonable in the circumstances to enable the purchase, repairs or alterations to be completed and the claimant to commence occupation of those premises as his home.◀

▶[152]**38.**—(1) Any payment or repayment made under regulation ▶[153]5, 6 or 11 of the Travelling Expenses and Remission of Charges Regulations (Northern Ireland) 2004◀ (entitlement to full remission and payment, persons entitled to remission in part or payment in part, or repayment), but only for a period of 52 weeks from the date of the receipt of the payment or repayment.

(2) Any payment or repayment made by the Department which is analogous to a payment or repayment mentioned in sub-paragraph (1), but only for a period of 52 weeks from the date of the receipt of the payment or repayment.

▶[154]**39.** Any payment made to such persons entitled to receive benefits as may be determined by or under a scheme made pursuant to Article 13 of the Social Security (Northern Ireland) Order 1988 in lieu of vouchers or similar arrangements in connection with the provision of those benefits (including payments made in place of healthy start vouchers, milk tokens or the supply of vitamins), but only for a period of 52 weeks from the date of receipt of the payment.◀

▶[155]**39A.** Any payment made under Part 8A of the Contributions and Benefits Act(**c**) (entitlement to health in pregnancy grant).◀

40. Any payment made under a scheme established by the Northern Ireland Office to assist relatives and other persons to visit persons in custody, but only for a period of 52 weeks from the date of the receipt of the payment.

▶[156]**41.** Any arrears of supplementary pension which is disregarded under paragraph 54 of Schedule 9 (sums to be disregarded in the calculation of income other than earnings) or of any

---

(**a**) 1992 c.14
(**b**) 1988 c. 50
(**c**) 1988 c. 43

amount which is disregarded under paragraph 55 or 56 of that Schedule, but only for a period of 52 weeks from the date of receipt of the arrears.

►[157]**42.** Any payment (other than a training allowance, ►[158]◄ made, whether by the Department of Economic Development or any other person, under the Disabled Persons (Employment) Act (Northern Ireland) 1945 ►[159]◄ to assist disabled persons to obtain or retain employment despite their disability.◄

►[160]**43.—(**1) Any sum of capital to which sub-paragraph (2) applies—

(a) which is administered on behalf of a person by the High Court under the provisions of Order 80 or 109 of the Rules of the Supreme Court (Northern Ireland) 1980(**a**) or by a County Court under Order 44 of the County Court Rules (Northern Ireland) 1981(**b**) or Article 21 of the County Courts (Northern Ireland) Order 1980(**c**);

(b) which can only be disposed of by order or direction of any such court; or

(c) where the person concerned is under the age of 18, which can only be disposed of by order or direction prior to that person attaining age 18.

(2) This sub-paragraph applies to a sum of capital which is derived from—

(a) an award of damages for a personal injury to that person; or

(b) compensation for the death of one or both parents where the person concerned is under the age of 18.◄

►[161]**44.** Any payment to the claimant as holder of the Victoria Cross or George Cross.◄

45. - 47. ►[162]◄

48. - 49. ►[163]◄

►[164]**50.** In the case of a person who is receiving, or has received, assistance under ►[165]the self-employment route◄ any sum of capital which is acquired by that person for the purpose of establishing or carrying on the commercial activity in respect of which such assistance is or was received but only for a period of 52 weeks from the date on which that sum was acquired.◄

51. ►[166]◄

52. - 53.►[167]◄

►[168]**54.**—(1) Any payment of a sports award for a period of 26 weeks from the date of receipt of that payment except to the extent that it has been made in respect of any one or more of the items specified in sub- paragraph (2).

(2) The items specified for the purposes of sub-paragraph (1) are food, ordinary clothing or footwear, household fuel, rent or rates for which housing benefit is payable or any housing costs to the extent that they are met under regulation 17(1)(*e*) or 18(1)(*f*) (housing costs) ►[169]◄ the claimant or, where the claimant is a member of a family, any other member of his family ►[170]or any water charges for which the claimant or member is liable◄.

(3) For the purposes of sub-paragraph (2)—

"food" does not include vitamins, minerals or other special dietary supplements intended to enhance the performance of the person in the sport in respect of which the award was made;

(**a**) S.R. 1980 No. 346; Order 109 was added by S.R. 1986 No. 184
(**b**) S.R. 1981 No. 225
(**c**) S.I. 1980/397 (N.I. 3)

"ordinary clothing and footwear" means clothing or footwear for normal daily use but does not include school uniforms or clothing or footwear used solely for sporting activities.◄

55. ►[171]◄

►[172]**56.**—(1) Any payment by way of an education maintenance allowance made pursuant to Article 50 or 51 of the Education and Libraries (Northern Ireland) Order 1986 ►[173]or a payment corresponding to such an education maintenance allowance made pursuant to section 3 of the Employment and Training Act (Northern Ireland) 1950◄.

(2) Any payment, other than a payment to which sub-paragraph (1) applies, made pursuant to Article 50 or 51 of the Education and Libraries (Northern Ireland) Order 1986 in respect of a course of study attended by a child or a young person or a person who is in receipt of an education maintenance allowance made pursuant to any provision specified in sub-paragraph (1).◄

►[174]**57.** Where an ex-gratia payment of £10,000 has been made by the Secretary of State on or after 1st February 2001 in consequence of the imprisonment or internment of—

(a) the claimant;

(b) the claimant's partner;

(c) the claimant's deceased spouse ►[175]or deceased civil partner◄, or

(d) the claimant's partner's deceased spouse ►[176]or deceased civil partner◄,

by the Japanese during the Second World War, £10,000◄

►[177]**58.** In the case of a person to whom regulation 6(5) (persons not treated as in remunerative work) applies, the whole of his capital.◄

►[178]**59.**—(1) Subject to sub-paragraph (2), the amount of any trust payment made to a claimant or a member of a claimant's family who is—

(a) a diagnosed person;

(b) the diagnosed person's partner or the person who was the diagnosed person's partner at the date of the diagnosed person's death;

(c) a parent of a diagnosed person, a person acting in the place of the diagnosed person's parents or a person who was so acting at the date of the diagnosed person's death, or

(d) a member of the diagnosed person's family (other than his partner) or a person who was a member of the diagnosed person's family (other than his partner) at the date of the diagnosed person's death.

(2) Where a trust payment is made to —

(a) a person referred to in sub-paragraph (1)(a) or (1)(b), that sub-paragraph shall apply for the period beginning on and including the date on which the trust payment is made and ending on the date on which that person dies;

(b) a person referred to in sub-paragraph (1)(c), that sub-paragraph shall apply for the period beginning on and including the date on which the trust payment is made and ending two years after that date;

(c) a person referred to in sub-paragraph (1)(*d*), that sub-paragraph shall apply for the period beginning on and including the date on which the trust payment is made and ending—

(i) two years after that date, or

(ii) on the day before the day on which that person—

(aa) ceases receiving full-time education, or

(bb) attains the age of ►[179]20◄,

whichever is the latest.

(3) Subject to sub-paragraph (4), the amount of any payment by a person to whom a trust payment has been made or of any payment out of the estate of a person to whom a trust payment had been made, which is made to a claimant or a member of a claimant's family who is—

(a) the diagnosed person's partner or the person who was the diagnosed person's partner at the date of the diagnosed person's death;

(b) a parent of a diagnosed person, a person acting in the place of the diagnosed person's parents or a person who was so acting at the date of the diagnosed person's death, or

(c) a member of the diagnosed person's family (other than his partner) or a person who was a member of the diagnosed person's family (other than his partner) at the date of the diagnosed person's death,

but only to the extent that such payments do not exceed the total amount of any trust payments made to that person.

(4) Where a payment as referred to in sub-paragraph (3) is made to—

(a) a person referred to in sub-paragraph (3)(a), that sub-paragraph shall apply for the period beginning on and including the date on which that payment is made and ending on the date on which that person dies;

(b) a person referred to in sub-paragraph (3)(b), that sub-paragraph shall apply for the period beginning on and including the date on which that payment is made and ending two years after that date;

(c) a person referred to in sub-paragraph (3)(*c*), that sub-paragraph shall apply for the period beginning on and including the date on which that payment is made and ending—

(i) two years after that date, or

(ii) on the day before the day on which that person—

(*aa*) ceases receiving full-time education, or

(*bb*) attains the age of ►[180]20◄,

whichever is the latest.

(5) In this paragraph, a reference to a person—

(a) being the diagnosed person's partner;

(b) being a member of the diagnosed person's family, or

(c) acting in the place of the diagnosed person's parents,

at the date of the diagnosed person's death shall include a person who would have been such a person or a person who would have been so acting, but for the diagnosed person ►[181]residing in a residential care home, nursing home, an Abbeyfield Home or an independent hospital◄ on that date.

(6) In this paragraph—

"diagnosed person" means a person who has been diagnosed as suffering from, or who, after his death, has been diagnosed as having suffered from, variant Creutzfeldt-Jakob disease;

"relevant trust" means a trust established out of funds provided by the Secretary of State in respect of persons who suffered, or who are suffering, from variant Creutzfeldt-Jakob disease for the benefit of persons eligible for payments in accordance with its provisions;

"trust payment" means a payment under a relevant trust.◄

▶[182]**60.** Where an ex-gratia payment has been made by the Secretary of State to members of the families of the disappeared, but only for a period of 52 weeks from the date of receipt of that payment.◀

▶[183]**61.** The amount of a payment, other than a war pension ▶[184]◀, to compensate for the fact that the claimant, the claimant's partner, the claimant's deceased spouse ▶[185]or deceased civil partner◀ or the claimant's partner's deceased spouse ▶[186]or deceased civil partner◀—

(a) was a slave labourer or a forced labourer;

(b) had suffered property loss or had suffered personal injury, or

(c) was a parent of a child who had died,

during the Second World War.◀

▶[187]**62.** Any payment made by the Northern Ireland Housing Executive to or on behalf of the claimant or his partner relating to a service which is provided to develop or sustain the capacity of the claimant or his partner to live independently in his accommodation.◀

▶[188]**63.** Any payment made under regulations made under section 8 of the Carers and Direct Payments Act (Northern Ireland) 2002.◀

▶[189]**64.** Any payment made to the claimant pursuant to regulations under section 2(6)(b), 3 or 4 of the Adoption and Children Act 2002.◀

▶[190]**64A.** Any payment made to the claimant in accordance with regulations made pursuant to section 14F of the Children Act 1989 (special guardianship support services). ◀

▶[191] **65.**▶[192]—(1) ◀ Any bereavement support payment in respect of the rate set out in regulation 3(2) or (5) (rate of bereavement support payment) of the Bereavement Support Payment Regulations (Northern Ireland) 2017(**h**), but only for a period of 52 weeks from the date of receipt of the payment.◀

▶[193](2) Where bereavement support payment under section 29 of the Pensions Act (Northern Ireland) 2015 is paid to the survivor of a cohabiting partnership (within the meaning in section 29(6B) of the Pensions Act (Northern Ireland) 2015) in respect of a death occurring before the day the Bereavement Benefits (Remedial) Order 2023 comes into force, any amount of that payment which is—

(i) in respect of the rate set out in regulation 3(1) of the Bereavement Support Payment (No. 2) Regulations (Northern Ireland) 2019 (rate of bereavement support payment), and

(ii) paid as a lump sum for more than one monthly recurrence of the day of the month on which their cohabiting partner died;

(b) in respect of the rate set out in regulation 3(2) of the Bereavement Support Payment (No. 2) Regulations (Northern Ireland) 2019,

but only for a period of 52 weeks from the date of receipt of the payment.◀

▶[194] **66.** Any payment made under or by a trust, established for the purpose of giving relief and assistance to disabled persons whose disabilities were caused by the fact that during their mother's pregnancy she had taken a preparation containing the drug known as Thalidomide, and which is approved by the Secretary of State.◀

▶[195] **67.** Any early years assistance given in accordance with section 32 of the Social Security (Scotland) Act 2018.◀

▶[196]**68.** Any funeral expense assistance given in accordance with section 34 of the Social Security (Scotland) Act 2018.◀

▶[197]**69.** Any assistance given in accordance with the Carer's Assistance (Young Carer Grants) (Scotland) Regulations 2019(**a**).◀

▶[198]**70.** Any winter heating assistance given in accordance with regulations made under section 30 of the Social Security (Scotland) Act 2018.◀

EXPLANATORY NOTE

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

These regulations provide for various matters concerning entitlement to, and the amount of, income support.

Part I prescribes general provisions affecting the citation, commencement and interpretation of the regulations (regulations 1 to 3).

Part II prescribes the circumstances in which a person's entitlement is to continue notwithstanding his absence from Northern Ireland; provides for what is to be treated as remunerative work and relevant education; specifies the circumstances in which a person is not required to be available for employment, or is to be treated or not treated as in remunerative work, available for employment, or in relevant education; and also provides for a person under the age of 18 to be registered for employment (regulations 4 to 13 and Schedule 1).

Part III makes provision in respect of children and young persons and prescribes, for the purpose of determining the members of a family, the circumstances in which a person is to be treated as responsible for another or as a member of the same household (regulations 14 to 16).

Part IV provides for a claimant's applicable amount (by reference to which the amount of his income support is calculated) to consist of the following: a personal allowance for the claimant and members of his family; where applicable, a family, lone parent, pensioner or disability premium and an amount in respect of mortgage interest payments or other prescribed housing costs. It also makes special provision in the case of polygamous marriages, boarders, certain cases of disqualification from employment benefit and other special cases (regulations 17 to 22 and Schedules 2 to 7).

Part V contains provisions for the calculation of income and capital. Chapters II to V make provision for income not expressly disregarded to be taken into account on a weekly basis; define earnings and prescribe the manner in which earnings and other income are to be calculated; they also prescribe the circumstances in which capital is to be treated as income and a person is to be treated as possessing income which he in fact does not possess. Chapter VI makes provision for the calculation of capital; sets the capital limit over which a person is not to be entitled to benefit at £6,000 and provides for a weekly tariff income on capital over £3,000 and under that limit at a rate of £1 for every £250. Chapters VII and VIII make special provision in relation to the calculation of payments made by liable relatives and in respect of students (regulations 23 to 69 and Schedules 8 to 10).

(**a**) S.S.I. 2019/324

Part VI makes provision for persons from abroad and for persons who are treated as possessing earnings who could not otherwise qualify for income support in cases of hardship; and for determining their applicable amount and income and capital (regulations 70 to 72).

Articles 21, 23 and 24 of the Social Security (Northern Ireland) Order 1986 are some of the enabling provisions under which these regulations are made. They are brought into operation, in relation to income support, on 11th April 1988 by virtue of the Social Security (1986 Order) (Commencement No. 7) Order (Northern Ireland) Order 1987 (S.R. 1987 No. 449 (C. 14)).

These regulations are made before the expiry of 12 months from the commencement of the provisions under which they are made: they are accordingly exempt, by virtue of Article 62(5) of the Social Security (Northern Ireland) Order 1986, from reference to the Social Security Advisory Committee and have not been so referred.

References

1. Inserted by reg. 18(5) of SR 2014 No. 150 as from 02.06.14
2. Substituted by reg. 37(a) of SR 1988 No.146 as from 11.04.88
3. Substituted by reg. 2(2) of SR 1996 No.92 as from the beginning of the first benefit week to commence for that claimant on or after 15.04.96
4. Substituted by reg. 37(c) of SR 1988 No.146 as from 11.04.88
5. Substituted by reg. 9(a) of SR 1990 No.346 as from the beginning of the first benefit week to commence for that claimant on or after 01.10.90
6. Substituted by reg. 2(3) of SR 2010 No.103 as from 06.04.10
7. Omitted by reg. 3(a) of SR 1988 No.193 as from 30.05.88
8. Inserted by Art. 2(3) and para.12(9)(a) of Sch.3 to, SR 2005 No.536 as from 05.12.05
9. Substituted by reg. 2(10)(a) of SR 1995 No.367 as from the beginning of the first benefit week to commence in relation to any particular claimant on or after 02.10.95
10. Inserted by reg. 9(b)(i) of SR 1990 No.346 as from the beginning of the first benefit week to commence for that claimant on or after 01.10.90
11. Added by reg. 9(b)(ii) of SR 1990 No.346 as from the beginning of the first benefit week to commence for that claimant on or after 01.10.90
12. Added by reg. 5(7) of SR 1998 No. 182 as from 01.06.98
13. Substituted by reg. 14(2)(b)(ii) of SR 2001 No.151 as from 09.04.01
14. Inserted by reg. 2(b) of SR 2002 No.295 as from 14.10.02
15. Substituted by reg. 10(7) of SR 1992 No.6 as from the beginning of the first benefit week to commence for that claimant on or after 06.04.92
16. Substituted by reg. 30(3) of S.I. 2021/886 as from 26.07.21
17. Substituted by Art. 35(5)(a) of S.I. 2026/246 as from 15.03.26
18. Substituted by reg. 2(17)(a) of SR 2008 No.112 as from 14.04.08
19. Inserted by reg. 12(15)(a) of SR 2008 No.286 as from 14.04.08
20 Inserted by art. 9(4)(a) of S.R. 2017 No. 66 as from 06.04.17
21. Inserted by reg. 2(2)(b) of SR 2001 No.261 as from 02.07.01
22. Inserted by reg. 26(10)(a)(ii) of SR 2016 No. 236 as from 27.09.17
23. Added by reg. 2(2)(b) of SR 2019 No. 195 as from 31.10.19
24. Inserted by Art. 35(5)(b) of S.I. 2026/246 as from 15.03.26
25. Added by reg. 2(b) of SR 2002 No.295 as from 14.10.02
26. Substituted by reg. 2 of SR 2018 No.150 as from 11.09.18
27. Substituted by reg. 26(10)(b)(ii) of SR 2016 No. 236 as from 27.09.17
28. Inserted by reg. 12(15)(b)(i) of SR 2008 No.286 as from 27.10.08
29. Substituted by reg. 26(10)(b)(i) of SR 2016 No. 236 as from 27.09.17
30. Substituted by reg. 26(10)(b)(iii) of SR 2016 No. 236 as from 27.09.17
31. Inserted by reg. 12(15)(b)(ii) of SR 2008 No.286 as from 27.10.08
32. Substituted by reg. 26(10)(b)(i) of SR 2016 No. 236 as from 27.09.17
33. Inserted by reg. 26(10)(b)(iv) of SR 2016 No. 236 as from 27.09.17
34. Inserted by reg. 26(10)(b)(v) of SR 2016 No. 236 as from 27.09.17

35. Inserted by reg. 12(15)(b)(i) of SR 2008 No.286 as from 27.10.08
36. Inserted by reg. 12(15)(b)(ii) of SR 2008 No.286 as from 27.10.08
37. Inserted by Art. 10 and para. 2(a) of the Sch. to S.I. 2023/134 as from 09.02.23
38. Omitted by reg. 2(17)(b) of SR 2008 No.112 as from 14.04.08
39. Inserted by reg 2 of SR 2013 No. 277 as from 12.12.13
40. Substituted by reg. 9(c) of SR 1990 No.346 as from the beginning of the first benefit week to commence for that claimant on or after 01.10.90
41. Inserted by reg. 5(10(a) of SR 2006 No.359 as from the first day of the first benefit week to commence for that beneficiary on or after 02.10.06
42. Inserted by reg. 5(10(b) of SR 2006 No.359 as from the first day of the first benefit week to commence for that beneficiary on or after 02.10.06
43. Substituted by reg. 2(17)(c) of SR 2008 No.112 as from the first day of the first benefit week to commence for that beneficiary on or after 07.04.08
44. Substituted by reg. 14(a) of SR 1992 No.147 as from the beginning of the first benefit week to commence for that claimant on or after 06.04.92
45. Substituted by reg. 2(7)(a) of SR 2008 No.498 as from 05.01.09
46. Inserted by reg. 2(4) of S.R. 2022 No. 172 as from 04.05.22
47. Substituted by reg. 2(7)(b) of SR 2008 No.498 as from 05.01.09
48. Substituted by reg. 4(9) of SR 1990 No.297 as from 01.09.90
49. Omitted by para. 24(b) of Sch. 1 to SR 2003 No. 195 as from a date determined in accordance with reg.1
50. Omitted by para. 24(b) of Sch. 1 to SR 2003 No. 195 as from a date determined in accordance with reg.1
51. Substituted by reg. 4(9) of SR 1990 No.297 as from 01.09.90
52. Added by reg. 37(e) of SR 1988 No.146 as from 11.04.88
53. Substituted by reg. 4(8)(a) of S.R. 1991 No. 204 as from 11.05.91
54. Inserted by reg. 2(7)(f) of SR 2010 No. 69 as from 06.04.10
55. Inserted by reg. 5(8)(a)(i) of SR 1992 No.201 as from 07.05.92
56. Inserted by reg. 5(5)(a) of SR 1993 No.233 as from 14.05.93
57. Inserted by reg. 2(3)(g) of SR 2010 No. 69 as from 06.04.10
58. Substituted by reg. 3(2)(b) of SR 2004 No. 213 as from 12.05.04
59. Substituted by reg. 2(5)(f) of SR 2008 No.428 as from 11.17.08
60. Substituted by reg. 2(5)(a)(i) of S.R. 2005 No. 550 as from 12.12.05
61. Inserted by reg. 7(6)(f) of SR 2017 No. 219 as from 30.10.17
62. Inserted by reg. 2(3)(f) of SR 2017 No. 219 as from 30.10.17
63. Inserted by reg. 2(3)(f) of SR 2017 No. 205 as from 27.09.17
64. Inserted by reg. 2(12)(a)(i) of SR 2020 No. 108 as from 15.07.2020
65. Inserted by reg. 3(3)(c) of S.R. 2023 No. 184 as from 28.10.23
66. Inserted by reg. 2(12)(a)(ii) of SR 2020 No. 108 as from 15.07.2020
67. Inserted by reg. 2(8)(a)(i) of S.R. 2021 No. 345 as from 05.01.22
68. Inserted by reg. 2(8)(a) of S.R. 2023 No. 97 as from 09.07.23
69. Substituted by reg. 2(8)(a) of S.R. 2025 No. 24 as from 28.02.25
70. Substituted by reg. 2(8)(a) of S.R. 2025 No. 122 as from 22.07.25
71. Inserted by reg. 5(8)(a)(ii) of SR 1992 No.201 as from 07.05.92
72. Inserted by reg. 2(7)(f) of SR 2010 No. 69 as from 06.04.10
73. Inserted by reg. 2(12)(a)(iii) of SR 2020 No. 108 as from 15.07.2020
74. Inserted by reg. 2(8)(a)(ii) of S.R. 2021 No. 345 as from 05.01.22
75. Substituted by reg. 2(8)(b) of S.R. 2023 No. 97 as from 09.07.23
76. Substituted by reg. 2(8)(b) of S.R. 2025 No. 24 as from 28.02.25
77. Substituted by reg. 2(8)(b) of S.R. 2025 No. 122 as from 22.07.25
78. Inserted by Art. 2(3) and para. 12(9)(b)(i) of Sch.3 to SR 2005 No.536 as from 05.12.05
79. Inserted by reg. 5(8)(a)(iii)(aa) of SR 1992 No.201 as from 07.05.92
80. Inserted by Art. 2(3) and para. 12(9)(b)(ii) of Sch.3 to, SR 2005 No.536 as from 05.12.05
81. Inserted by reg. 2(7)(f) of SR 2010 No. 69 as from 06.04.10
82. Inserted by reg. 2(12)(a)(iii) of SR 2020 No. 108 as from 15.07.2020
83. Inserted by reg. 2(8)(a)(ii) of S.R. 2021 No. 345 as from 05.01.22
84. Substituted by reg. 2(8)(b) of S.R. 2023 No. 97 as from 09.07.23
85. Substituted by reg. 2(8)(b) of S.R. 2025 No. 24 as from 28.02.25
86. Substituted by reg. 2(8)(b) of S.R. 2025 No. 122 as from 22.07.25
87. Inserted by reg. 5(8)(a)(iii)(bb) of SR 1992 No.201 as from 07.05.92
88. Inserted by reg. 5(8)(a)(iv) of SR 1992 No.201 as from 07.05.92
89. Inserted by reg. 2(7)(e) of SR 2010 No. 69 as from 06.04.10

90. Inserted by reg. 2(12)(a)(iii) of SR 2020 No. 108 as from 15.07.2020
91. Inserted by reg. 2(8)(a)(ii) of S.R. 2021 No. 345 as from 05.01.22
92. Substituted by reg. 2(8)(b) of S.R. 2023 No. 97 as from 09.07.23
93. Substituted by reg. 2(8)(b) of S.R. 2025 No. 24 as from 28.02.25
94. Substituted by reg. 2(8)(b) of S.R. 2025 No. 122 as from 22.07.25
95. Inserted by Art. 2(3) and para.12(9)(b)(iii) of Sch. 3 to, SR 2005 No.536 as from 05.12.05
96. Substituted by reg. 3(5) of SR 2000 No. 241 as from 31.07.00
97. Inserted by reg. 5(8)(a)(v) of SR 1992 No.201 as from 07.05.92
98. Inserted by reg. 2(7)(f) of SR 2010 No. 69 as from 06.04.10
99. Inserted by reg. 2(12)(a)(iii) of SR 2020 No. 108 as from 15.07.2020
100. Inserted by reg. 2(8)(a)(ii) of S.R. 2021 No. 345 as from 05.01.22
101. Substituted by reg. 2(8)(b) of S.R. 2023 No. 97 as from 09.07.23
102. Substituted by reg. 2(8)(b) of S.R. 2025 No. 24 as from 28.02.25
103. Substituted by reg. 2(8)(b) of S.R. 2025 No. 122 as from 22.07.25
104. Inserted by Art. 2(3) and para. 12(9)(b)(iv) to Sch. 3 to, SR 2005 No.536 as from 05.12.05
105. Substituted by reg. 3(5) of SR 2000 No. 241 as from 31.07.00
106. Inserted by reg. 2(1)(a) of S.R. 2023 No. 118 as from 30.08.23
107. Inserted by reg. 2(1)(a) of S.R. 2024 No. 174 as from 10.10.24
108. Inserted by reg. 2(12)(a)(iv) of SR 2020 No. 108 as from 15.07.2020
109. Inserted by reg. 2(8)(a)(ii) of S.R. 2021 No. 345 as from 05.01.22
110. Substituted by reg. 2(8)(b) of S.R. 2023 No. 97 as from 09.07.23
111. Substituted by reg. 2(8)(b) of S.R. 2025 No. 24 as from 28.02.25
112. Substituted by reg. 2(8)(b) of S.R. 2025 No. 122 as from 22.07.25
113. Added by reg. 5(8)(a)(vi) of SR 1992 No.201 as from 07.05.92
114. Substituted by reg. 3(4)(b) of SR 2004 No. 213 as from 12.05.04
115. Inserted by reg. 2(3)(g) of SR 2010 No. 69 as from 06.04.10
116. Substituted by reg. 2(5)(a)(ii) of SR 2005 No. 550 as from 12.12.05
117. Inserted by reg. 7(6)(c) of SR 2011 No. 357 as from 31.10.11
118. Inserted by reg. 2(3)(f) of SR 2017 No. 219 as from 30.10.17
119. Inserted by reg. 2(3)(f) of SR 2017 No. 205 as from 27.09.17
120. Inserted by reg. 2(12)(a)(v) of SR 2020 No. 108 as from 15.07.2020
121. Inserted by reg. 3(3)(c) of S.R. 2023 No. 184 as from 28.10.23
122. Omitted by reg. 2(5)(b) of S.R. 2005 No. 550 as from 12.12.05
123. Inserted by reg. 19 of SR 1991 No.338 as from the beginning of the first benefit week to commence for that claimant on or after 07.10.91
124. Inserted by reg. 2(10)(b) of SR 1995 No.367 as from the beginning of the first benefit week to commence in relation to any particular claimant on or after 02.10.95
125. Omitted by reg. 3(8) of SR 2007 No. 306 as from 16.07.07
126. Added by reg. 2(10)(c) of SR 1995 No.367 as from the beginning of the first benefit week to commence in relation to any particular claimant on or after 02.10.95
127. Added by reg. 3(b) of SR 1988 No.193 as from 30.05.88
128. Inserted by Art. 2(3) and para.12(9)(c) of Sch. 3 to, S.R. 2005 No.536 as from 05.12.05
129. Added by reg. 2(3)(a) of SR 2003 No. 154 as from 01.04.03
130. Substituted by reg. 21(a) of SR 1988 No.431 as from 12.12.88
131. Added by reg. 25 of SR 1988 No.318 as from 12.09.88
132. Inserted by reg. 2(12)(b) of SR 2020 No. 108 as from 15.07.2020
133. Inserted by reg. 2(8)(b) of S.R. 2021 No. 345 as from 05.01.22
134. Added by reg. 4(4) of SR 1990 No.33 as from 31.01.90
135. Inserted by reg. 2(7)(f) of SR 2010 No. 69 as from 06.04.10
136. Substituted by reg. 5(8)(b) of SR 1992 No.201 as from 07.05.92
137. Substituted by reg. 5(4) of SR 1993 No.195 as from 22.04.93
138. Substituted by reg. 2(10) of SR 2010 No.69 as from 13.04.10
139. Substituted by reg. 2(3) of SR 2007 No.382 as from 01.10.07
140. Inserted by reg. 7(5)(e) of SR 2011 No.357 as from 31.10.11
141. Inserted by reg. 2(3)(f) of SR 2017 No.219 as from 30.10.17
142. Omitted by reg. 2(10) of SR 2008 No.428 as from 17.11.08
143. Substituted by reg. 2(4)(a) of S.R. 2004 No.143 as from 01.04.04
144. Added by reg. 21(b) of SR 1988 No.431 as from 12.12.88
145. Omitted by reg. 2(17)(d) of SR 2008 No.112 as from 14.04.08
146. Omitted by reg. 4(8)(a) of SR 1993 No.120 as from 01.04.93

147. Added by reg. 21(a) of SR 1990 No.131 as from the beginning of the first benefit week to commence for that claimant on or after 01.04.90
148. Omitted by reg. 2(17)(e) of SR 2008 No.112 as from 14.04.08
149. Inserted by reg. 4(8)(b) of SR 1993 No.120 as from 01.04.93
150. Inserted by reg. 4(13)(a) of SR 2007 No. 396 as from 01.10.07
151. Added by reg. 21(b) of SR 1990 No.131 as from the beginning of the first benefit week to commence for that claimant on or after 09.04.90
152. Added by reg. 9(d) of SR 1990 No.346 as from 01.10.90
153. Substituted by reg. 2(7)(c) of SR 2008 No.498 as from 05.01.09
154. Substituted by reg. 2(7)(d) of SR 2008 No.498 as from 05.01.09
155. Inserted by reg. 2(12) of SR 2009 No.92 as from the first day of the first benefit week to commence for that beneficiary on or after 06.04.09
156. Substituted by reg. 2(7)(e) of SR 2008 No.498 as from 05.01.09
157. Added by reg. 14(b) of SR 1992 No. 147 as from the beginning of the first benefit week to commence for that claimant on or after 06.04.92
158. Omitted by reg. 2(4)(b)(i) of SR 2004 No.143 as from 01.04.04
159. Omitted by reg. 2(4)(b)(ii) of SR 2004 No.143 as from 01.04.04
160. Substituted by reg. 5(10)(c) of SR 2006 No.359 as from the first day of the first benefit week to commence for that beneficiary on or after 02.10.06
161. Added by reg. 10(1) of SR 1996 No.93 as from the beginning of the first benefit week to commence for that claimant on or after 08.04.96
162. Omitted by reg. 2(7)(f) of SR 2008 No.498 as from 05.01.09
163. Omitted by reg. 2(4)(c) of SR 2004 No. 143 as from 01.04.04
164. Added by reg. 5(11) of SR 1998 No.182 as from 01.06.98
165. Substituted by reg. 14(2)(b)(ii) of SR 2001 No.151 as from 09.04.01
166. Omitted by reg. 2(4)(c) of SR 2004 No. 143 as from 01.04.04
167 Inserted by reg. 16 of S.R. 1999 No. 474 as from 29.11.99 and cease on 28.11.00
168. Added by reg. 5(5) of SR 1999 No. 342 as from 23.8.99
169. Omitted by para. 18 of Pt I of the Sch. to SR 2002 No. 132 as from 08.04.02
170. Added by reg. 2(8) of SR 2007 No. 196 as from 02.04.07
171. Omitted by reg. 2(d)(iv) of SR 2003 No.367 as from 25.10.04
172. Substituted by reg. 5(4) of SR 2004 No. 300 as from 01.09.04 (or from 01.08.04 where reg. 1(1)(b)(i) applies)
173. Added by reg. 4(13)(b) of SR 2007 No. 396 as from 07.04.08
174. Added by reg. 2(a) of SR 2001 No.4 as from 01.02.01
175. Inserted by Art 2(3) and para. 12(9)(d) of Sch. 3 to, S.R. 2005 No. 536 as from 05.12.05
176. Inserted by Art. 2(3) and para. 12(9)(d) of Sch. 3 to, S.R. 2005 No. 536 as from 05.12.05
177. Added by reg. 10 of SR 2001 No.78 as from 09.04.01
178. Added by reg. 2(1) of SR 2001 No.150 as from 12.04.01
179. Substituted by reg. 2(9) of SR 2006 No.128 as from 10.04.06
180. Substituted by reg. 2(9) of SR 2006 No.128 as from 10.04.06
181. Substituted by reg. 3 and para.13 of Sch.1 to, SR 2005 No.458 as from 14.11.05
182. Added by reg. 2(a) of SR 2001 No.157 as from 16.04.01
183. Added by reg. 2(a) of SR 2001 No. 392 as from 19.11.01
184. Omitted by reg. 2(7)(g) of SR 2008 No. 498 as from 05.01.09
185. Inserted by Art. 2(3) and para.12(9)(e) of Sch. 3 to, S.R. 2005 No. 536 as from 05.12.05
186. Inserted by reg. 2(3) and para. 12(9)(e) of Sch. 3 to S.R. 2005 No. 536 as from 05.12.05
187. Substituted by reg. 2(5)(a) of SR 2003 No.417 as from 01.10.03
188. Substituted by reg. 2(9)(a) of SR 2005 No. 424 as from 30.12.05
189. Substituted by reg. 2(9)(b) of SR 2005 No. 424 as from 30.12.05
190. Inserted by regulation 3(3) of S.R.2004 No. 389 as from 04.10.04
191 Inserted by art. 9(4)(b) of S.R. 2017 No. 66 as from 06.04.17
192 Renumbered by Art. 10 and para. 2(b)(i) of the Sch. to S.I. 2023/134 as from 09.02.23
193 Inserted by Art. 10 and para. 2(b)(ii) of the Sch. to S.I. 2023/134 as from 09.02.23
194 Inserted by reg. 2(5) of S.R. 2017 No. 219 as from 30.10.2017
195 Inserted by reg. 4(3) of S.R. 2018 No. 192 as from 10.12.18
196 Inserted by Article 8(3) of S.I. 2019/1060 as from coming into force date of the first Regulations made under section 34 of the Social Security (Scotland) Act 2018
197 Inserted by Art. 23(2) of S.I. 2021/886 as from 26.07.21
198 Inserted by Art. 36(2) of S.I. 2021/886 as from 26.07.21