

---

STATUTORY INSTRUMENTS

---

**2008 No. 3167 (C. 142)**

**SOCIAL SECURITY**

**The Welfare Reform Act 2007  
(Commencement No. 9) Order 2008**

*Made - - - - 10th December 2008*

The Secretary of State for Work and Pensions makes the following Order in exercise of the powers conferred by section 70(2) of the Welfare Reform Act 2007<sup>(1)</sup>.

**Citation and interpretation**

1.—(1) This Order may be cited as the Welfare Reform Act 2007 (Commencement No. 9) Order 2008.

(2) In this Order any reference to a numbered section or Schedule is a reference to a section of, or Schedule to, the Welfare Reform Act 2007.

**Appointed days**

2. 11th December 2008 is the day appointed for the coming into force of—

- (a) section 29 so far as relating to paragraph 10 (post-commencement up-rating of incapacity benefit and severe disablement allowance) of Schedule 4 (transition relating to Part 1); and
- (b) paragraph 10 of Schedule 4.

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

10th December 2008

*Tony McNulty*  
Minister of State,  
Department for Work and Pensions

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

---

## EXPLANATORY NOTE

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

This Order brings into force provisions of the Welfare Reform Act 2007. Those provisions are paragraph 10 of Schedule 4 (post-commencement up-rating of incapacity benefit and severe disablement allowance) and section 29 (transition relating to Part 1) so far as it relates to paragraph 10.

This will enable regulations to be made that may provide that section 150 of the Social Security Administration Act 1992, as it relates to incapacity benefit and severe disablement allowance, is to have effect with prescribed modifications.

An impact assessment has not been prepared for this instrument as it has no impact on business, charities or the voluntary sector.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 1	27th October 2008	2008/787
Section 2(1)(a) and (c) and (4)(a) and (c) (partially)	18th March 2008	2008/787
Section 2 (for all other purposes)	27th October 2008	2008/787
Section 3(1)(c) and (2)(b) and (d) (partially)	18th March 2008	2008/787
Section 3(3) for the purposes of prescribing a payment under paragraph (b) of the definition of “pension payment” (partially)	18th March 2008	2008/787
Section 3 (for all other purposes)	27th October 2008	2008/787
Section 4(2)(a), (3) and (6)(a) and (c) (partially)	18th March 2008	2008/787
Section 4 (for all other purposes)	27th October 2008	2008/787
Section 5(2) and (3) (partially)	18th March 2008	2008/787
Section 5 (for all other purposes)	27th October 2008	2008/787
Sections 6 and 7	27th October 2008	2008/787
Section 8 except for subsection (4)(c) (partially)	18th March 2008	2008/787
Section 8 (for all other purposes)	27th October 2008	2008/787
Section 9 except for subsection (4)(c) (partially)	18th March 2008	2008/787
Section 9 (for all other purposes)	27th October 2008	2008/787

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 10	27th October 2008	<a href="#">2008/787</a>
Section 11(1), (2)(a) to (g), (3) to (5), (6)(a) and (7)(c) (partially)	18th March 2008	<a href="#">2008/787</a>
Section 11 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 12(1), (2)(a) to (h) and (3) to (7) (partially)	18th March 2008	<a href="#">2008/787</a>
Section 12 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 13(7)	27 <sup>th</sup> October 2008	<a href="#">2008/2772</a>
Section 14(1) and (2)(a) and (b) (partially)	18th March 2008	<a href="#">2008/787</a>
Section 14 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 16(2)(a) and (4) (partially)	18th March 2008	<a href="#">2008/787</a>
Section 16 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 17 (partially)	18th March 2008	<a href="#">2008/787</a>
Section 17 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 18(1), (2) and (4) (partially)	18th March 2008	<a href="#">2008/787</a>
Section 18 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 19	27th October 2008	<a href="#">2008/787</a>
Section 20(2) to (7) (partially)	18th March 2008	<a href="#">2008/787</a>
Section 20 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 21	27th October 2008	<a href="#">2008/787</a>
Section 22 insofar as it relates to paragraphs 1 to 7, 8(1), 9, 10, 12 and 14 of Schedule 2 (partially)	18th March 2008	<a href="#">2008/787</a>
Section 22 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 23(1) and (3) (partially)	18th March 2008	<a href="#">2008/787</a>
Section 23 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 24(1) for the purpose of defining “employed”, “employment”, “period of limited capability for work”, “prescribed”, “regulations” and “week” (partially)	18th March 2008	<a href="#">2008/787</a>
Section 24(2)(b) and (3) (partially)	18th March 2008	<a href="#">2008/787</a>
Section 24 (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 25(1) to (5) (partially)	18th March 2008	<a href="#">2008/787</a>
Section 25(2)(b) (for all other purposes)	27th July 2008	<a href="#">2008/787</a>
Section 25(1), (2)(a) and (c) and (3) to (7) (for all other purposes)	27th October 2008	<a href="#">2008/787</a>
Section 26(2) (partially)	18th March 2008	<a href="#">2008/787</a>

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 26 (for all other purposes)	27th October 2008	2008/787
Section 27	27th October 2008	2008/787
Section 28(1) insofar as it relates to certain provisions of Schedule 3 (partially)	18th March 2008	2008/787
Section 28(1) (partially)	27th July 2008	2008/787
Section 28(1) (partially)	27th October 2008	2008/787
Section 28(2) (partially)	18th March 2008	2008/787
Section 28(2) (for all other purposes)	27th October 2008	2008/787
Section 28(3)	27th October 2008	2008/787
Section 29 insofar as it relates to paragraphs 1(1), 2, 3(b), (c) and (d) of Schedule 4 (partially)	18th March 2008	2008/787
Section 29 (partially)	27th July 2008	2008/787
Section 30(1)	7th April 2008	2007/2872
Section 30(2) (partially)	1st October 2007	2007/2872
Section 30(2) (for all other purposes)	7th April 2008	2007/2872
Section 30(3) (partially)	1st October 2007	2007/2872
Section 30(3) (for all other purposes)	7th April 2008	2007/2872
Section 31 (partially)	14th June 2007	2007/1721
Section 31 (for all other purposes)	1st November 2007	2007/1721
Section 32 (partially)	1st April 2008	2008/411
Section 32 (for all other purposes)	6th October 2008	2008/411
Section 33 (partially)	1st April 2008	2008/411
Section 33 (for all other purposes)	6th October 2008	2008/411
Section 34 (partially)	1st April 2008	2008/411
Section 34 (for all other purposes)	6th October 2008	2008/411
Section 35(1) (partially)	1st October 2007	2007/2872
Section 35(1) (for all other purposes)	7th April 2008	2007/2872
Section 35(2) (partially)	1st October 2007	2007/2872
Section 35(2) (for all other purposes)	7th April 2008	2007/2872
Section 35(3)	7th April 2008	2007/2872
Section 38	1st April 2008	2008/411
Section 39	1st April 2008	2008/411
Section 41(1)	1st October 2007	2007/2819
Section 42 (partially)	5th August 2008	2008/2101

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 42 (for all other purposes)	1st September 2008	2008/2101
Section 43	1st September 2008	2008/2101
Section 46 (partially)	19th February 2008	2008/411
Section 46 (for all other purposes)	7th April 2008	2008/411
Section 47 (partially)	19th February 2008	2008/411
Section 47 (for all other purposes)	7th April 2008	2008/411
Section 49	1st April 2008	2008/787
Section 50	7th October 2008	2008/2101
Section 51	7th October 2008	2008/2101
Section 52	1st October 2007	2007/2819
Section 53	1st October 2007	2007/2819
Section 58 (partially)	12th July 2007	2007/1991
Section 58 (for all other purposes)	10th August 2007	2007/1991
Section 60 (partially)	1st October 2007	2007/2819
Section 60 (for all other purposes)	29th October 2007	2007/2819
Section 63 (partially)	1st October 2007	2007/2819
Section 67 (partially)	1st October 2007	2007/2819
Section 67 (partially)	27th October 2008	2008/787
Section 67 (partially)	1st September 2008	2008/2101
Section 67 (partially)	7th October 2008	2008/2101
Schedule 1: paragraphs 1(4) and 3(2), 4(1)(a) and (c), (3) and (4), 6(1)(b), (2) to (4), (7) and (8) and 6(5) for the purposes of the meaning of “couple”, “education” and “remunerative work” (partially)	18th March 2008	2008/787
Schedule 1 (for all other purposes)	27th October 2008	2008/787
Schedule 2: paragraphs 1 to 7, 8(1), 9, 10, 12 and 14 (partially)	18th March 2008	2008/787
Schedule 2 (for all other purposes)	27th October 2008	2008/787
Schedule 3: paragraphs 7(1) and (8), 8, 9(1), (3)(b) and (4), 10(1), (2), (3) to (8), (12) and (32), 12(1) and (5), 15, 17(1), (3), (6) and (7), 18, 20, 23(1) to (5) and (8) and 24 (partially)	18th March 2008	2008/787
Schedule 3: paragraphs 10(1), (2) and (32) and 17(1), (2), (3) and (6) (for all other purposes)	27th July 2008	2008/787
Schedule 3: paragraphs 1 to 4, 6, 7(1), (7) and (8), 8, 9(1) to (4), (6) to (11) and (13), 10(3) to	27th October 2008	2008/787

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
(31), 11 to 16, 17(4), (5), (7) to (9), 18 to 20 and 22 to 24 (for all other purposes)		
Schedule 4: paragraphs 1(1), 2, 3(b), (c) and (d) (partially)	18th March 2008	<a href="#">2008/787</a>
Schedule 4: paragraphs 1, 2, 3(b), (c) and (d) (for all other purposes)	27th July 2008	<a href="#">2008/787</a>
Schedule 4: paragraph 11	27th July 2008	<a href="#">2008/787</a>
Schedule 5: paragraphs 5, 6, 7 and 9	1st April 2008	<a href="#">2008/411</a>
Schedule 5: paragraph 12 (partially)	7th April 2008	<a href="#">2007/2872</a>
Schedule 6 (partially)	12th July 2007	<a href="#">2007/1991</a>
Schedule 7 (partially)	1st October 2007	<a href="#">2007/2819</a>
Schedule 8 (partially)	1st October 2007	<a href="#">2007/2819</a>
Schedule 8 (partially)	7th April 2008	<a href="#">2007/2872</a>
Schedule 8 (partially)	1 <sup>st</sup> September 2008	<a href="#">2008/2101</a>
Schedule 8 (partially)	7 <sup>th</sup> October 2008	<a href="#">2008/2101</a>
Schedule 8 (partially)	27 <sup>th</sup> October 2008	<a href="#">2008/787</a>