

Changes to legislation: Social Security Act 1998, Cross Heading: Payability of benefit is up to date with all changes known to be in force on or before 29 January 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 3

DECISIONS AGAINST WHICH AN APPEAL LIES

PART I

BENEFIT DECISIONS

Payability of benefit

- 3 A decision whether a relevant benefit (or a component of a relevant benefit) to which a person is entitled is not payable by reason of—
- (a) any provision of the Contributions and Benefits Act by which the person is disqualified for receiving benefit;
 - (b) regulations made under section 72(8) of that Act (disability living allowance);
 - (c) regulations made under section 113(2) of that Act (suspension of payment); or
 - ^{F1}(d)
 - ^{F1}(da)
 - ^{F2}(e)
 - ^{F3}(f) section [^{F4}6B,] 7, 8 or 9 of the Social Security Fraud Act 2001]; ^{F5}...
 - ^{F6}(g) section 18 of the Welfare Reform Act 2007];
 - ^{F7}(h) regulations made under section 85(1) or 86(1) of the Welfare Reform Act 2012;
 - (i) section 87 of that Act.]

Textual Amendments

- F1** Sch. 3 para. 3(d)(da) repealed (22.10.2012) by [Welfare Reform Act 2012 \(c. 5\)](#), **ss. 46(4)**, 150(3); S.I. 2012/2530, art. 2(2)(c)
- F2** Sch. 3 para. 3(e) repealed (22.3.2010) by [Welfare Reform Act 2009 \(c. 24\)](#), s. 61(3), **Sch. 7 Pt. 3**; S.I. 2010/293, art. 2(3)(b) (with art. 2(4))
- F3** Sch. 3 para. 3(f) and preceding word inserted (1.4.2002) by [Social Security Fraud Act 2001 \(c. 11\)](#), **ss. 12(2)**, 20(1); S.I. 2001/3689, art. 2(2)
- F4** Word in Sch. 3 para. 3(f) inserted (12.1.2010 for specified purposes, 1.4.2010 in so far as not already in force) by [Welfare Reform Act 2009 \(c. 24\)](#), s. 61(3), **Sch. 4 para. 10**; S.I. 2010/45, art. 2(1)(2)
- F5** Word in Sch. 3 para. 3 repealed (8.4.2013 for specified purposes, 10.6.2013 in so far as not already in force) by [Welfare Reform Act 2012 \(c. 5\)](#), s. 150(3), **Sch. 9 para. 43(a)**; S.I. 2013/358, art. 7(1)(2)(k), **Sch. 3**; S.I. 2013/1250, art. 2
- F6** Sch. 3 para. 3(g) and preceding word inserted (27.10.2008) by [Welfare Reform Act 2007 \(c. 5\)](#), s. 70(2), **Sch. 3 para. 17(9)**; S.I. 2008/787, art. 2(4)(f)

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- F7** Sch. 3 para. 3(h)(i) inserted (8.4.2013 for specified purposes, 10.6.2013 in so far as not already in force) by Welfare Reform Act 2012 (c. 5), s. 150(3), **Sch. 9 para. 43(b)**; S.I. 2013/358, art. 7(1)(2)(k), Sch. 3; S.I. 2013/1250, art. 2

Commencement Information

- I1** Sch. 3 para. 3(a)(c) in force at 5.7.1999 for specified purposes by S.I. 1999/1958, art. 2(1)(b), **Sch. 1** (with art. 5, Sch. 12)
- I2** Sch. 3 para. 3(a)(c) in force at 6.9.1999 for specified purposes by S.I. 1999/2422, art. 2(c), **Sch. 1** (with art. 4, Sch. 14)
- I3** Sch. 3 para. 3(a)(c) in force at 5.10.1999 for specified purposes by S.I. 1999/2739, art. 2, **Sch. 1** (with art. 3, Sch. 2)
- I4** Sch. 3 para. 3 in force at 18.10.1999 for specified purposes by S.I. 1999/2860, art. 2(c), **Sch. 1** (with art. 4, Schs. 16-18)
- I5** Sch. 3 para. 3 in force at 29.11.1999 for specified purposes by S.I. 1999/3178, art. 2(1)(a)(2), **Sch. 1** (with art. 4, Schs. 21-23)

- [^{F8}3A A decision as to the amount of a relevant benefit that is payable to a person by virtue of regulations under section 6B, 7, 8 or 9 of the Social Security Fraud Act 2001.]

Textual Amendments

- F8** Sch. 3 para. 3A inserted (1.4.2013) by Welfare Reform Act 2012 (c. 5), s. 150(3), **Sch. 2 para. 51**; S.I. 2013/358, art. 6(4)(d)(i)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied (with modifications) by [S.I. 2010/1907 reg. 16\(2\)\(c\)Sch. 2](#)
- Act applied (with modifications) by [S.I. 2010/875 reg. 16Sch. 2](#) (This amendment not applied to [legislation.gov.uk](#). S.I. 2010/875 revoked (27.8.2010) before coming into force by S.I. 2010/1906, regs. 1(2), 2)
- Act power to apply (with modifications) conferred by [2004 c. 6 s. 24\(5\)-\(7\)](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 38(1A) inserted by [2009 c. 24 s. 20\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). Ss. 16-21 repealed (1.4.2013) by 2012 c. 5, s. 73; S.I. 2012/3090, art. 2(1)(b))
- Sch. 2 para. 7A and cross-head inserted by [2012 c. 5 Sch. 2 para. 50\(3\)](#)
- Sch. 18 functions modified by [S.I. 2000/2853 reg. 3\(1\)Sch. 2 para. 4](#)
- Sch. 24 functions modified by [S.I. 2000/2853 reg. 3\(1\)Sch. 2 para. 5](#)