
STATUTORY INSTRUMENTS

1991 No. 2238

SOCIAL SECURITY

**The Social Fund Cold Weather Payments
(General) Amendment No.2 Regulations 1991**

<i>Made</i>	- - - -	<i>7th October 1991</i>
<i>Laid before Parliament</i>		<i>11th October 1991</i>
<i>Coming into force</i>	- -	<i>1st November 1991</i>

The Secretary of State for Social Security, in exercise of the powers conferred by sections 32(2A) and 84(1) of the Social Security Act 1986(1) and section 166(1) to (3A) of the Social Security Act 1975(2) and of all other powers enabling him in that behalf, and after agreement by the Social Security Advisory Committee that proposals to make these Regulations should not be referred to it(3), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Fund Cold Weather Payments (General) Amendment No. 2 Regulations 1991 and shall come into force on 1st November 1991.

(2) In these Regulations “the Cold Weather Payments Regulations” means the Social Fund Cold Weather Payments (General) Regulations 1988(4).

Amendment of regulation 1 of the Cold Weather Payments Regulations

2. In regulation 1(2) of the Cold Weather Payments Regulations (citation, commencement and interpretation)(5)—

- (a) for the definition of “claimant” there shall be substituted the following definition—
““claimant” means a person who is claiming or has claimed income support;”;

(1) 1986 c. 50; section 32(2A) was inserted by section 11 of and paragraph 2 of Schedule 3 to the Social Security Act 1988 (c. 7); section 84(1) is an interpretation provision and is cited because of the meanings assigned to the words “prescribed” and “regulations”.

(2) 1975 c. 14; section 166(3) was amended by paragraph 10(1) of Schedule 8 to the Social Security Act 1989 (c. 24), section 166(3A) was inserted by section 62(1) of the Social Security Act 1986 and section 166(1) to (3A) is applied by section 83(1) of that Act.

(3) See the Social Security Act 1986 (c. 50), section 61(1)(b) and (10). The Social Security Act 1989 (c. 24), Schedule 8, added a definition of “regulations” to section 61(10) of the Social Security Act 1986.

(4) S.I.1988/1724, amended by S.I.1988/1908, 1989/2388, 1990/580, 2302 and 1991/251.

(5) Regulation 1(2) was amended by S.I.1988/1908 and 1990/580.

- (b) after the definition of “family” there shall be inserted the following definitions—
- ““forecast” means a weather forecast produced by the Meteorological Office of the Ministry of Defence and supplied to the Department of Social Security on a daily basis which provides the expected average mean daily temperature for a period of 7 consecutive days;
- “forecasted period of cold weather” means a period of 7 consecutive days, during which the average of the mean daily temperature for that period is forecasted to be equal to or below 0 degrees celsius; and for the purposes of this definition where a day forms part of a forecasted period of cold weather it shall not form part of any other such forecasted period;”;
- (c) after the definition of “mean daily temperature” there shall be inserted the following definition—
- ““overlap period” means any period of a day or days, where a day forms part of a recorded period of cold weather and also forms part of a forecasted period of cold weather;”;
- (d) the definition of “period of cold weather” shall be omitted;
- (e) after the definition of “polygamous marriage” there shall be inserted the following definitions—
- ““Post Office postcode area” has the meaning given to it in Schedule 2 to these Regulations;
- “recorded period of cold weather” means a period of 7 consecutive days, during which the average of the mean daily temperature recorded for that period was equal to or below 0 degrees celsius; and for the purposes of this definition where a day forms part of a recorded period of cold weather it shall not form part of any other such recorded period;
- “sector” means the area identified by the number which commences the second part of a Post Office postcode;”.

Substitution of regulation 2 of the Cold Weather Payments Regulations

3. For regulation 2 of the Cold Weather Payments Regulations (prescribed circumstances)(6) there shall be substituted the following Regulation—

“Prescribed circumstances

2.—(1) The prescribed circumstances in which a payment may be made out of the social fund to meet expenses for heating under section 32(2A) of the Act are—

- (a) subject to paragraphs (3), (4) and (5)—
- (i) there is a recorded period of cold weather at a station described in column (1) of Schedule 1 to these Regulations or, if that station is unable to provide temperature information for the period in question, the nearest such station to that station able to provide temperature information for that period; or
- (ii) there is a forecasted period of cold weather at a station described in column (1) of Schedule 1 to these Regulations; and
- (b) the home of the claimant is, or by virtue of paragraph (2)(b) is treated as, situated in a Post Office postcode area in respect of which the first mentioned station in sub-

(6) Regulation 2 was amended by S.I. 1988/1908.

- paragraph(a)(i) or the station mentioned in sub-paragraph(a)(ii) of this paragraph, as the case may be, is the designated station; and
- (c) the claimant has been awarded income support in respect of at least one day during the recorded or the forecasted period of cold weather and either—
- (i) the claimant’s applicable amount includes one or more of the premiums specified in paragraphs 9 to 14 of Part III of Schedule 2 to the General Regulations; or
 - (ii) a member of the claimant’s family is aged less than 5.
- (2) For the purposes of this regulation—
- (a) the station described in column(1) of Schedule 1 to these Regulations is the designated station for the Post Office postcode areas described in the corresponding paragraph in column(2) of that Schedule;
 - (b) where the home of the claimant is not situated within a Post Office postcode area described in column(2) of that Schedule, it shall be treated as situated within the Post Office postcode area nearest to it described in that column.
- (3) Subject to paragraphs(4) and (5) where a recorded period of cold weather is joined by an overlap period to a forecasted period of cold weather a payment under paragraph (1) may only be made in respect of the forecasted period of cold weather
- (4) Where—
- (a) there is a continuous period of forecasted periods of cold weather and recorded periods of cold weather, each of which is linked by an overlap period; and
 - (b) the total number of recorded periods of cold weather during that continuous period is greater than the total number of forecasted periods of cold weather,
- a payment in respect of the last recorded period of cold weather may also be made under paragraph(1).
- (5) Where—
- (a) a claimant satisfies the prescribed circumstances for a payment under paragraph(1) above in respect of a recorded period of cold weather; and
 - (b) a payment in respect of the recorded period of cold weather does not fall to be made by virtue of paragraph(4); and
 - (c) the claimant does not satisfy the prescribed circumstances in paragraph(1)(c) above in respect of the forecasted period of cold weather which is linked to the recorded period of cold weather by an overlap period,
- a payment in respect of that recorded period of cold weather may also be made under paragraph(1).”.

Amendment of regulation 3 of the Cold Weather Payments Regulations

4. In regulation 3 of the cold weather payments Regulations (prescribed amount)(7) the words “Subject to regulation 4,” shall be omitted.

Deletion of regulation 4 of the Cold Weather Payments Regulations

5. Regulation 4 of the Cold Weather Payments Regulations (effect and calculation of capital)(8) shall be deleted.

(7) Regulation 3 was amended by S.I. 1991/251.

(8) Regulation 4 was substituted by S.I. 1989/2388 and amended by 1990/580.

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Substitution of the Schedule to the Cold Weather Payments Regulations

6. For the Schedule to the Cold Weather Payments Regulations(9) there shall be substituted the Schedules set out in the Schedule to these Regulations.

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

7th October 1991

Nicholas Scott
Minister of State,
Department of Social Security

(9) The Schedule was substituted by regulation 2 of S.I. 1990/2302.

SCHEDULE

Regulation 6

TO BE SUBSTITUTED FOR THE SCHEDULE TO
THE COLD WEATHER PAYMENTS REGULATIONS

“SCHEDULE 1

Regulation 2

Column (1) National Climatological Message Station	Column (2) Description of Post Office postcode area
1. ABERDEEN AIRPORT	AB1–3, AB20, AB22, AB23, AB30, AB32, AB41–43, AB51–54. DD8–11. PH11.
2. ABERPORTH	SA38–40, SA43–48. SY23–25.
3. AUGHTON	CH5–8. FY1–8. L1–49, L60–66. LA1, that part of LA2 which consists of sectors: LA2 6, LA2 9, LA2 0, LA3, LA4. LL15–19, LL22. PR1–9. WA9–12.
4. AVIEMORE	AB31, AB33–37. IV4, IV6, IV13. PH18–26.
5. BEDFORD ROYAL AIRCRAFT ESTABLISHMENT	LU1–7. MK1–19, MK40–46. NN1–18. PE8. SG15–19.
6. BIRMINGHAM AIRPORT	B1–21, B23–38, B40, B42–50, B60–76, B80, B90–98. CV1–8, CV10–12, CV21–23, CV31–37. DY1–13. WR1–15. WS1–6, WS8–10. WV1–4, WV9–14.
7. BOSCOMBE DOWN	BA12. SO20. SN9. SP1–5, SP7–11.
8. BOULMER	NE22–24, NE61–71. TD3–5, TD10–15.
9. BOURNEMOUTH AIRPORT	BH1–25, BH31. DT1–8, DT10, DT11. SP6.
10. BRAWDY	SA35–37, SA41, SA42, SA61–73.
11. BRIZE NORTON	GL1–8, GL10, GL11, GL14–20, GL50–56. HP17–22. OX1–18, OX20. SN7.
12. CARLISLE	CA1–11, CA15–17. LA6–10, LA22, LA23.
13. CHIVENOR	EX1–12, EX15–23, EX31–39. PL16. TQ1–6, TQ9–14.
14. CILFYNYDD	That part of CF8 which consists of sectors: CF8 1, CF8 2, CF8 3, CF8 7, CF37–40. That part of NP1 which consists of sectors: NP1 4, NP1 5, NP1 6, NP1 7, NP1 8, NP4, NP5, NP7, NP44.
15. COLTISHALL	IP18, IP24. NR1–18, NR24–35.
16. CONINGSBY	That part of LN4 which consists of sector LN4 4, LN10, LN12, LN13. PE11, PE12, PE20–25.
17. CULDROSE	TR12, TR13, TR17–27.
18. CWMBARGOED	That part of CF8 which consists of sectors: CF8 8, CF8 9, CF41–48. LD3. NP2, NP3, NP8.
19. DUMFRIES (DRUNGANS)	DG1, DG2, DG5–7, DG11, DG12.

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Column (1) National Climatological Message Station	Column (2) Description of Post Office postcode area
20. DUNKESWELL	EX13, EX14.
21. EASTHAMPSTEAD	GU11, GU13, GU14, GU17, GU26, GU30, GU34, GU35. RG1-17, RG21-28.
22. EDINBURGH AIRPORT	EH1-37, EH39-42, EH47-49, EH51-55. FK1-21. KY3, KY4, KY11, KY12.
23. ESKDALEMUIR	DG3, DG4, DG10, DG13, DG14. EH38, EH43-46. ML12. TD1, TD2, TD6-9.
24. ESKMEALS	CA12-14, CA18-28. LA5, LA11-21.
25. FINNINGLEY	DN1-14. S1-5, S7-14, S17, S19, S31, S60-66, S70-75.
26. GATWICK AIRPORT	CR3, CR5, CR6. GU5-10, GU27-29, GU31. KT20. RH1-19. SM7. TN1-4, TN8-18.
27. GLASGOW AIRPORT	G1-5, G11-15, G20-23, G31-34, G40-46, G51-53, G60-69, G71-78, G81-84. ML1-11. PA1-27, PA32, PA33, PA35, PA36.
28. HEATHROW AIRPORT	AL1-5, AL9, AL10. BR1-4, BR6, BR7. CR0, CR2, CR4, CR7, CR8. E1-18. EC1-4. EN1-11. GU1-4, GU12, GU15, GU16, GU18-25. HA0-9. HP1-16, HP23. IG1-11. KT1-19, KT21-24. N1-22. NW1-11. SE1-28. SL0-9. SM1-6. SW1-20. TW1-20. UB1-10. W1-14. WC1, WC2. WD1-7.
29. HERSTMONCEUX	BN1-18, BN20-27, BN41-45. RH20. TN5-7, TN19-22, TN31-40.
30. HONINGTON	CB8, CB9. CO10. IP7, IP20-23, IP27-33.
31. KINLOSS AB38, AB44, AB45, AB55, AB56. IV1-3, IV5, IV7-12, IV14-20, IV30-32, IV36. PA38-40. PH30-35, PH37.	
32. KIRKWALL	KW15-17.
33. LEEDS WEATHER CENTRE	BD1-12, BD14, BD19. HD1, HD2, HD4, HD5, HD8. HG1-5. LS1-28. WF1-17. YO1-5, YO8.
34. LEEMING	DH1-3, DH6-9. DL1-17. NE1-13, NE15-21, NE28, NE39-49. TS1-5, TS7-9, TS14-23. YO6, YO7.
35. LERWICK	ZE1-3.
36. LEUCHARS	DD1-7. KY1-2, KY5-10, KY13-16. PH1-10, PH12-17.
37. LYNEHAM	BA13-15. SN1-6, SN8, SN10-16.
38. MACHRIHANISH	PA28-31, PA41-49, PA60, PA61.
39. MANCHESTER AIRPORT	BB1-3, BB5-7. BL0-9. CH1-4. CW1-12. That part of LA2 which consists of sectors:

Column (1) National Climatological Message Station	Column (2) Description of Post Office postcode area
	LA2 7, LA2 8. M1–35. OL1, OL2, OL4–12, OL16. SK1–11, SK15, SK16. SY14. WA1–8, WA13–16. WN1–8.
40. MANSTON	BR5, BR8. CT1–21. DA1–18. ME1–20. TN23–30.
41. MARHAM	IP25, IP26. NR19–23. PE13, PE14, PE30–38.
42. MOUNT BATTEN	PL1–12, PL14, PL17–21. TQ7, TQ8.
43. MUMBLES	SA1–20, SA31–34.
44. PRESTWICK	KA1–30.
45. RHOOSE	BA1–3, BA11. BS1–27. CF1–7, CF31–36. GL9, GL12, GL13. That part of NP1 which consists of sectors: NP1 0, NP1 9, NP6, NP9.
46. ST MAWGAN	PL13, PL15, PL22–35. TR1–11, TR14–16.
47. SHAWBURY	B77–79. DY14. HR1–9. LD1, LD2, LD4–8. LL11–14, LL20, LL21. ST1–13, ST15–21. SY1–13, SY15–19, SY21, SY22. TF1–13. WS7, WS11–15. WV5–8, WV15, WV16.
48. SOUTHAMPTON CENTRE	WEATHER GU32, GU33. PO1–22, PO30–41. SO1–5, SO21–24, SO41–43, SO51, SO52.
49. STANSTED	AL6–8. CB10, CB11. CM0–24. CO8, CO9. RM1–18. SG1–14. SS0–9, SS11–17.
50. STORNOWAY	PA80–88.
51. TIREE IV21–23,	IV26, IV40–49, IV51–56. PA34, PA37, PA62–78. PH36, PH38–44.
52. TRAWSFYNYDD	LL23, LL35–49, LL51, LL52. SY20.
53. TYNEMOUTH	DH4, DH5. NE25–27, NE29–38. SR1–8. TS27–29.
54. VALLEY	LL24–34, LL53–78.
55. WADDINGTON	DN15–21, DN31–40. HU1–20. LN1–3, that part of LN4 which consists of sectors: LN4 1, LN4 2, LN4 3, LN5–9, LN11. NG23, NG24, NG31–34. PE9, PE10.
56. WATNALL	CV9, CV13. DE1–7, DE11–15, DE55. DN22. LE1–17. NG1–22, NG25. S18, S40–45, S80, S81. ST14.
57. WATTISHAM	CO1–7, CO11–16. IP1–6, IP8–17, IP19.
58. WHITBY COASTGUARD	TS6, TS10–13, TS24–26. YO11–18, YO21, YO22, YO25.
59. WHITHORN	DG8, DG9.
60. WICK	IV24, IV25, IV27, IV28. KW1–3, KW5–14.

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Column (1) National Climatological Message Station	Column (2) Description of Post Office postcode area
61. WILSDEN	BB4, BB8–12. BD13, BD15–18, BD20–24. HD3, HD6, HD7. HX1–7. LS29. OL3, OL13–15. S6, S30. SK12–14, SK17.
62. WYTON	CB1–7. PE1–7, PE15–19.
63. YEOVILTON	BA4–10, BA16, BA20–22. BS28. DT9. TA1–24.

SCHEDULE 2

Regulation 1(2)

DEFINITION OF POST OFFICE POSTCODE AREA

1.—(1) In these Regulations, “Post Office postcode area” means, except in the cases where sub-paragraphs (2) and (3) apply, that part of Great Britain which is described in the Postcode Atlas of Great Britain and Northern Ireland⁽¹⁰⁾ as being the part identified by the postcode in question.

(2) This sub-paragraph applies to those parts of Great Britain which are described in the relevant postcode maps for that part⁽¹¹⁾ referred to in Table 1 below and are identified by the postcode in question—

Table 1

Postcodes	Map No.	Map Area	ISBN No.	Year of Publication
CF8	12	Cardiff & Glamorgan	07028 0512 28.99	1988
LA2	31	Lancashire	07028 0531 98.99	1987
LN4 ⁽¹²⁾	25 & 30	Fenland Lincoln	07028 0525 48.99 07028 0530 08.99	1987 1987
NP1	13	Hereford & Gloucester	07028 0513 08.99	1987

(3) This sub-paragraph applies to those parts of Great Britain which are described in the relevant postcode maps for that part referred to in Table 2 below and are identified by the postcode in question⁽¹³⁾—

Table 2

Postcodes	Map No.	Map Area	Year of Publication
BH21, BH31	5	New Forest & Isle of Wight	1991

⁽¹⁰⁾ Published by John Bartholomew & Son Ltd, Duncan St, Edinburgh, EH9 1TA, Scotland, 1989, ISBN No. 07028 09187.

⁽¹¹⁾ Published by John Bartholomew & Son Ltd, Duncan St, Edinburgh, EH9 1TA, Scotland.

⁽¹²⁾ This postcode is split between two maps and therefore the part covered appears on both maps referred to in the table.

⁽¹³⁾ Published by Datamaps Ltd, Unit 1, 13 Wembley Commercial Centre, East Lane, Wembley, Middlesex, HA9 7XX.

Postcodes	Map No.	Map Area	Year of Publication
CR2–8	9	London & Surrey	1991
OX5, OX7–10, OX18, OX20	14	Oxford	1991
AB30–31, AB34	52	Aberdeen & Deeside	1991
AB4, AB38, AB41–45, AB52–53, AB55–56	56	Buchan & Gordon	1991
AB2–3, AB5, AB20, AB22–23, AB32–33, AB35–37, AB51, AB54(14)	52 &	Aberdeen & Deeside	1991
	56	Buckan & Gordon	1991”

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Social Fund Cold Weather Payments (General) Regulations 1988 in the following respects—

- (a) they amend the definition of period of cold weather to include a period where the weather forecast is for the temperature to fall to 0 ° celsius or below for the next seven days (regulations 2 and 3);
- (b) they remove the calculation of capital limits for the purposes of cold weather payments (regulation 5).
- (c) they insert 2 new Schedules in the Regulations identifying areas linked to national climatological message stations by way of Post Office postcodes (regulation 6 and Schedules 1 and 2).

The Postcode Atlas of Great Britain and Northern Ireland and the postcode maps may be obtained from their publishers.

A person may establish the postcode for their address by contacting any post office.

(14) These postcodes are split between two maps and therefore the part covered appears on both maps referred to in the table.