
STATUTORY INSTRUMENTS

1999 No. 2358

The Social Security (Claims and Payments) Amendment Regulations 1999

Amendment of the Social Security (Claims and Payments) Regulations 1987

2.—(1) The Social Security (Claims and Payments) Regulations 1987(1) shall be amended in accordance with the following provisions of this regulation.

(2) In regulation 2(1) (interpretation), in the definition of “long-term benefits”, the words “guardian’s allowance,” shall be omitted.

(3) In regulation 16(3)(a) (date of entitlement under an award for the purpose of payability of benefit and effective date of change of rate), after the words “child benefit” there shall be inserted the words “and guardian’s allowance”.

(4) In regulation 21 (direct credit transfer), after paragraph (3A), there shall be inserted the following paragraphs—

“(3B) Where child benefit is payable in accordance with paragraph (1), any application to which paragraph (2) refers shall also have effect for any guardian’s allowance to which the claimant is entitled and that allowance shall be paid in the same manner as the child benefit which is due in his case.

“(3C) Where guardian’s allowance is payable in accordance with paragraph (1), any application to which paragraph (2) refers shall also have effect for the child benefit to which the claimant is entitled and that child benefit shall be paid in the same manner as the guardian’s allowance which is due in his case.”.

(5) In regulation 23 (child benefit)—

(a) for the heading there shall be substituted the heading “Child benefit and guardian’s allowance”; and

(b) after paragraph (3) there shall be inserted the following paragraph—

“(3A) Where a claimant for child benefit is also entitled to guardian’s allowance, that allowance shall be payable in the same manner and at the same intervals as the claimant’s child benefit under this regulation.”.

(6) In regulation 36 (payment to a partner as alternative payee)—

(a) at the beginning, there shall be inserted the words “Except where a wife has elected in accordance with regulation 6A of the Social Security (Guardian’s Allowances) Regulations 1975(2) (prescribed manner of making an election under section 77(9) of the Social Security Contributions and Benefits Act 1992) that guardian’s allowance is not to be paid to her husband,”; and

(b) for the words “family credit or disability working allowance” there shall be substituted the words “family credit, disability working allowance or guardian’s allowance”.

(7) In Schedule 6 (days for payment of long term benefits), paragraph 2 shall be omitted.

(1) S.I.1987/1968; relevant amending instruments are S.I. 1988/522, 1991/2741, 1993/1113 and 1994/3196.

(2) S.I. 1975/515; regulation 6A was inserted by S.I. 1977/342.

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