

**2004 No. 154**

**SOCIAL SECURITY**

**The Council Tax Benefit (Abolition of Restrictions) Regulations  
2004**

<i>Made</i> - - - -	<i>26th January 2004</i>
<i>Laid before Parliament</i>	<i>2nd February 2004</i>
<i>Coming into force</i> - -	<i>1st April 2004</i>

The Secretary of State for Work and Pensions, in exercise of the powers conferred upon him by sections 123(1)(e), 131(10), 137(1) and 175(1), (3) and (4) of the Social Security Contributions and Benefits Act 1992(a) and all other powers enabling him in that behalf, after consultation with organisations appearing to him to be representative of the authorities concerned(b) and after agreement by the Social Security Advisory Committee that proposals in respect of these Regulations need not be referred to it(c), hereby makes the following Regulations:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Council Tax Benefit (Abolition of Restrictions) Regulations 2004 and shall come into force on 1st April 2004.

(2) In these Regulations—

“the Council Tax Benefit Regulations” means the Council Tax Benefit (General) Regulations 1992(d).

**Amendment of the Council Tax Benefit Regulations**

2.—(1) The Council Tax Benefit Regulations are amended in accordance with the following provisions of this regulation.

(2) In regulation 2(1), omit the definition of “valuation band”.

(3) In regulation 51, omit paragraphs (2A) and (2B).

(4) In paragraph 1 of Schedule 2—

(a) in sub-paragraph (1), omit the words “sub-paragraphs (3) and (4) and”;

(b) omit sub-paragraphs (3) and (4).

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(a) 1992 c.4; sections 123, 131 and 137 were amended to have effect in relation to council tax benefit by the Local Government Finance Act 1992, Schedule 9, paragraphs 1, 4 and 9; section 137(1) is cited because of the meaning ascribed to the word “prescribed”.

(b) See section 176(1) of the Social Security Administration Act 1992.

(c) See sections 170 and 173(1)(b) of the Social Security Administration Act 1992.

(d) S.I. 1992/1814; the relevant amending instrument is S.I. 1997/1841.

## Revocation

3. The Council Tax Benefit (General) Amendment Regulations 1997(a), the Council Tax Benefit (General) Amendment Regulations 1998(b), and regulation 9 of the Social Security (Welfare to Work) Regulations 1998(c) are revoked.

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

26th January 2004

*Chris Pond*  
Parliamentary Under-Secretary of State,  
Department for Work and Pensions

## EXPLANATORY NOTE

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

These Regulations amend the Council Tax Benefit (General) Regulations 1992 (S.I. 1992/1814) to remove the limit on the maximum amount of council tax benefit or alternative maximum council tax benefit which applies to people residing in band F, G or H properties.

A full regulatory impact assessment has not been produced for this instrument as it has no impact on the costs of business.

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- (a) S.I. 1997/1841; amending instruments are S.I. 1998/911 and 2231.  
(b) S.I. 1998/911.  
(c) S.I. 1998/2231.

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