



Statutory Document No. 43/97

THE SUPPLEMENTARY BENEFITS ACT 1976

THE SUPPLEMENTARY BENEFIT (REQUIREMENTS, RESOURCES AND SINGLE PAYMENTS) (AMENDMENT) REGULATIONS 1997

Approved by Tynwald *19th March 1997*

Coming into operation *7th April 1997*

In exercise of the powers contained in sections 2(2) and 34(1) of, and paragraphs 1(2) and (3) and 2(1) and (4) of Schedule 1 to, the Supplementary Benefits Act 1976 (as that Act has effect in the Isle of Man(a)) and of all other enabling powers, the Department of Health and Social Security hereby make the following Regulations:-

Citation, commencement and interpretation

1. (1) These Regulations may be cited as the Supplementary Benefit (Requirements, Resources and Single Payments) (Amendment) Regulations 1997 and, subject to section 33(3) of the Supplementary Benefits Act 1976, as that Act has effect in the Isle of Man, shall come into operation on 7th April 1997.

(2) In these Regulations -

"the Requirements Regulations" means the Supplementary Benefit (Requirements) Regulations 1980(b);

"the Resources Regulations" means the Supplementary Benefit (Resources) Regulations 1981(c);

"the Single Payments Regulations" means the Supplementary Benefit (Single Payments) Regulations 1981(d),

as those Regulations have effect in the Isle of Man.

(a) 1976 c. 71, G.C. 249/80; (b) S.I. 1980/1299; (c) S.I. 1981/1527; (d) S.I. 1981/1528.

Price: £1.00

Amendment of the Requirements Regulations

2. (1) The Requirements Regulations shall be amended in accordance with the following provisions of this regulation.

(2) In regulation 5(1) (normal requirements of relevant persons and householders) -

- (a) in sub-paragraph (a) for "115.30" there shall be substituted "118.40";
- (b) in sub-paragraph (b) for "89.35" there shall be substituted "91.75";
- (c) in sub-paragraph (c) for "75.00" there shall be substituted "77.00";
- (d) in sub-paragraph (d) for "58.10" there shall be substituted "59.65".

(3) In regulation 9(2) (meals allowance for boarders), in sub-paragraph (b), in head (i) for "1.55" and in heads (ii) and (iii) for "2.20" there shall be substituted "1.60" and "2.25" respectively.

(4) In regulation 9(8) (allowance for personal expenses of boarders) -

- (a) in sub-paragraph (a), in head (i) for "39.70" and in head (ii) for "35.60" there shall be substituted "40.80" and "36.60" respectively;
- (b) in sub-paragraph (b), in head (i) for "19.85" and in head (ii) for "17.80" there shall be substituted "20.40" and "18.30" respectively;
- (c) in sub-paragraph (c), in head (i) for "5.85" there shall be substituted "6.00".

(5) In regulation 15(3) (deduction for items included in rent) for "10.75", "1.35" and "1.35" there shall be substituted "11.05", "1.40" and "1.40" respectively.

(6) In regulation 17(1) (maintenance and insurance) for "6.30" there shall be substituted "6.60".

(7) In regulation 22 (reduction in amounts applicable for certain occupants of the home) -

- (a) in subsection (4) -
 - (i) in sub-paragraph (c) for "7.80" there shall be substituted "8.60", and
 - (ii) in sub-paragraph (d) for "27.25" there shall be substituted "28.60".

(8) In regulation 23(1) (non-householder's contribution) -

- (a) in sub-paragraph (a) for "7.95" there shall be substituted "8.60";
- (b) in sub-paragraph (b) for "15.90" there shall be substituted "17.20".

(9) In Schedule 1 (normal requirements), in column (2) (weekly amount) -

- (a) in paragraph A (rates for couples) for "115.30" and "89.35" there shall be substituted "118.40" and "91.75" respectively;
- (b) in paragraph B (rates for householders) for "75.00" and "58.10" there shall be substituted "77.00" and "59.65" respectively;

- (c) in paragraph 1 (rates for non-householders aged not less than 18 or less than 18 with a dependant) for "57.15" and "44.30" there shall be substituted "58.70" and "45.50" respectively;
- (d) in paragraph 2 (rates for non-householders aged less than 18 without a dependant) for "43.55" and "34.20" there shall be substituted "44.75" and "35.10" respectively;
- (e) in paragraph 3 (rates for dependants) for "32.55", "22.30", "16.80" and "7.40" there shall be substituted "33.45", "22.90", "17.25" and "7.60" respectively.

(10) In Schedule 3 (additional requirements) -

Subject to paragraph (11), for the amount specified in column (2) of that Schedule in relation to each provision set out in column 1 of Schedule 1 to these regulations, such amount being set out in column 2 of that Schedule 1, there shall be substituted the amount set out in relation to that provision in column 3 of that Schedule 1.

(11) Except for the amounts in column 3 of Schedule 1 to these regulations set out in relation to paragraphs 8, 9A, 9B, 10, 11, 13, and 17, regulation 2(10) of these regulations shall have effect as if for the period 29th December 1997 to 4th April 1998 the amounts set out in that column were greater by £6.60.

Amendment of the Resources Regulations

3. (1) The Resources Regulations shall be amended in accordance with the following provisions of this regulation.

(2) In regulation 6(1) for sub-paragraph (j) substitute -

"(j) the surrender value of any policy of life insurance;"

(3) Omit regulation 10(4)(c).

(4) In regulation 11 (calculation of other income) -

(a) for paragraph (4)(a) substitute -

"(a) any payments made for purposes analogous to those of mobility allowance;"

(b) after paragraph (4)(m) insert -

"(n) (i) Subject to heads (ii) and (iii), where a claimant -

(aa) is a person to whom paragraphs 1 and 2 of Schedule 2 to the Requirements Regulations apply;

(bb) is not residing with his spouse; and

(cc) at least 50 per cent. of any occupational pension of his is being paid to, or in respect of, his spouse for that spouse's maintenance,

an amount equal to 50 per cent. of the pension or pensions concerned.

(ii) Where a claimant is entitled to more than one occupational pension, those pensions shall be aggregated for the purposes of sub-paragraph (1).

(iii) This sub-paragraph shall not have effect in respect of that part of any occupational pension to which a spouse is legally entitled whether under a court order or not.";

(c) in the proviso to paragraph (5), in head (i), for "£10" substitute "£20".

Amendment of the Single Payments Regulations

4. For Schedules 1A (essential furniture and household equipment), 1C (bedding) and 2 (clothing and footwear) to the Single Payments Regulations there shall be substituted the Schedules set out in Schedule 2 to these Regulations.

SCHEDULE 1 (Regulation 2(10))

Amounts substituted in Schedule 3 to the Requirements Regulations

COLUMN 1	COLUMN 2	COLUMN 3
Provision of Schedule 3 to the Requirements Regulations	Old Amount	New Amount
	£	£
Part I - Heating		
Paragraph 1 (ill-health) -		
sub-paragraph (1)	4.40	4.50
sub-paragraph (2)	10.95	11.25
sub-paragraph (3)	10.95	11.25
Paragraph 2 (home difficult to heat) -		
sub-paragraph (a)	4.40	4.50
sub-paragraph (b)	10.95	11.25
Paragraph 3 (central heating) -		
sub-paragraph (a)	4.40	4.50
sub-paragraph (b)	8.65	8.90
Paragraph 5 (estate heating) -		
sub-paragraph (a)	8.65	8.90
sub-paragraph (b)	17.30	17.75
Paragraph 6 (persons receiving certain disability benefits)	10.95	11.25
Paragraph 7 (age-related) -		
sub-paragraph (a)	4.40	4.50
sub-paragraph (b)	4.40	4.50
sub-paragraph (c)	10.95	11.25
Paragraph 7A (miscellaneous)	4.40	4.50
Part II - Items other than heating		
Paragraph 8 (in respect of age)	9.65	9.85
Paragraph 9A (mobility needs)	33.90	34.60
Paragraph 9B (carer)	13.00	13.35
Paragraph 10 (baths)	0.55	0.55

SCHEDULE 1 (continued)

COLUMN 1	COLUMN 2	COLUMN 3
Provision of Schedule 3 to the Requirements Regulations	Old Amount	New Amount
	£	£
Part II - Items other than heating (cont.)		
Paragraph 11 (blindness) -		
sub-paragraph (a)	19.55	20.10
sub-paragraph (b)	9.20	9.45
Paragraph 13 (diet) -		
sub-paragraph (a)	6.60	6.80
sub-paragraph (b)	3.00	3.10
sub-paragraph (c)	3.00	3.10
sub-paragraph (d)	18.80	19.30
Paragraph 17 (laundry)	1.05	1.10

SCHEDULE 2 (Regulation 4)

Schedules to be substituted in the Single Payments Regulations

For Schedules 1A, 1C and 2 of the Single Payments Regulations substitute -

"SCHEDULE 1A

Essential furniture and household equipment

Column (1) Item	Column (2) Amount
	£
Bed base (single)	40.00
Bed base (double)	65.00
Mattress (single)	47.00
Mattress (double)	81.00
Waterproof protective sheet	10.00
Cooker	125.00
Space-heating appliance	20.00
Fire-guard	24.00
Refrigerator	80.00
Washing machine	140.00
Vacuum cleaner	50.00
Hot water cylinder jacket	10.00
Safety gates	23.00
Pushchair	50.00
High chair	29.00

SCHEDULE 1C

Bedding

Column (1) Item	Column (2) Amount
	£
Blanket (single)	20.00
Blanket (double)	20.00
Pillow	4.00
Pillow case	3.00
Sheet (single)	7.00
Sheet (double)	9.00
Sleeping bag	10.00

SCHEDULE 2 (Regulation) (cont.)

SCHEDULE 2

Clothing and Footwear

**Part I
Men's clothing and footwear**

Column (1) Item	Column (2) Amount
	£
Anorak/overcoat/raincoat	40.00
Dressing-gown	13.00
Pullover	10.00
Pyjamas	8.00
Shirt	5.00
Shoes	15.00
Slippers	5.00
Socks	1.00
Sports-jacket	50.00
Suit	77.00
Trousers	13.00
Underpants - briefs	2.00
Vest	4.00

**PART II
Working clothes and footwear**

Column (1) Item	Column (2) Amount
	£
Boiler suit/overalls/dungerees	15.00
Boots/shoes	19.00
Donkey-jacket/overcoat/jacket	23.00
Jeans	8.00
Suit	77.00
Wellingtons	14.00
Skirt	11.00
Blouse	12.00
Shirt and tie	12.00

PART III

Women's clothing and footwear

Column (1) Item	Column (2) Amount
	£
Anorak/overcoat/raincoat	40.00
Blouse	5.00
Brassiere	2.00
Cardigan/Jumper	10.00
Dress	10.00
Dressing-gown	13.00
Knickers/briefs	2.00
Nightdress/pyjamas	8.00
Shoes/boots	15.00
Skirt	11.00
Slippers	5.00
Stockings/tights/socks	1.00
Trousers	13.00
Vest	4.00

PART IV

Boys' clothing and footwear

Column (1) Item	Column (2) Maximum Amount Payable
	£
Dressing gown	9.00
Jacket/anorak/overcoat/raincoat	22.00
Jumper	7.00
Pyjamas	5.00
Shirt	4.00
Shoes	10.00
Slippers	4.00
Socks	1.00
Trousers	10.00
Underpants	2.00
Vest	2.00
Wellingtons	8.00

PART V

Girls' clothing and footwear

Column (1) Item	Column (2) Maximum Amount Payable
	£
Blouse	5.00
Brassiere	2.00
Briefs/knickers	2.00
Cardigan/Jumper	7.00
Dress	8.00
Dressing-gown	9.00
Jacket/anorak/overcoat/raincoat	22.00
Nightdress/pyjamas	5.00
Shoes	10.00
Skirt	6.00
Slippers	4.00
Stockings/tights/socks	1.00
Trousers	10.00
Vest	2.00
Wellingtons	8.00

Made 13th February 1997

Mrs C M Christian B.Sc. M.L.C.
Minister for Health and Social Security

EXPLANATORY NOTE

(This note is not part of the Order)

1. These Regulations which come into force on 7th April 1997 amend -
 - the Supplementary Benefit (Requirements) Regulations 1980 ("the Requirements Regulations"), and
 - the Supplementary Benefit (Resources) Regulations 1981 ("the Resources Regulations").

2.(1) Regulation 1

This regulation deals with citation, commencement and interpretation.

(2) Regulation 2

This regulation is concerned with amendments to the Requirements Regulations.

Paragraph (1) introduces the amendments.

Paragraph (2) prescribes increased rates of normal requirements for couples and single householders.

Paragraph (3) prescribes increased rates of allowances for boarders, for meals not included in the board and lodging charge.

Paragraph (4) prescribes increased rates of allowances for personal expenses for boarders.

Paragraph (5) increases the sums to be deducted from housing requirements where rent is all inclusive of certain expenses covered by normal requirements (heating, lighting, etc.).

Paragraph (6) increases the amount included in housing requirements for owner/occupiers in respect of maintenance and insurance of the home.

Paragraph (7) increases the rates of assumed contributions from non-dependants, to the housing costs of the household.

Paragraph (8) increases the notional housing requirements of a non-householder claimant.

Paragraph (9) amends Schedule 1 to the regulations to provide for increased rates of normal requirements for couples, householders, non-householders and their dependants.

Paragraph (10) with Schedule 1 to these regulations, increases sums prescribed for additional requirements.

Paragraph (11) provides that all the rates of additional requirements for heating are to be subject to a special increase of £6.60 per week during the period 29 December 1997 to 4 April 1998. This increase is known as the "Winter Heating Supplement".

(3) Regulation 3

This regulation is concerned with amendments to the Resources Regulations.

Paragraph (1) introduces the amendments.

Paragraph (2) amends sub-paragraph (j) of regulation 6(1) to allow for the total surrender value of any life policy held by a claimant to be disregarded. Previously only the first £1,500 was disregarded.

Paragraph (3) removes 10(4)(c), which is no longer relevant, from the Regulations to bring that regulation into line with provisions relating to income-based jobseeker's allowance.

Paragraph (4)(a) provides for the disregard of any payment analogous to those of a mobility allowance in calculating a person's income.

Paragraph (4)(b) provides for the disregard of 50% of an occupational pension where the claimant is residing in a residential or nursing home and paying towards the maintenance of his spouse who does not reside with him.

Paragraph (4)(c) increases the amount to be disregarded for persons in receipt of a war disablement pension or a war widow's pension, and those persons undertaking charitable or voluntary work, from £10 to £20.

- (4) Regulation 4 with Schedule 2 amends the Single Payments Regulations by increasing certain sums prescribed for the purpose of determining the amount of a single payment for essential furniture and household equipment, bedding and clothing and footwear.