



BUDGETING LOANS (RECOVERY BY DEDUCTIONS FROM BENEFITS) (AMENDMENT) REGULATIONS 2015

Index

Regulation	Page
1 Title	3
2 Commencement	3
3 Amendment of the Budgeting Loans (Recovery by Deductions from Benefits) Regulations 2004.....	3
4 Regulation 2 amended	3
5 Regulation 3 substituted	4

Statutory Document No. 2015/0117



Social Security Administration Act 1992

BUDGETING LOANS (RECOVERY BY DEDUCTIONS FROM BENEFITS) (AMENDMENT) REGULATIONS 2015

Approved by Tynwald: 21 April 2015
Coming into Operation: 12 May 2015

The Treasury makes the following Regulations under section 78A(1) and (2) of the Social Security Administration Act 1992¹ as it has effect in the Island².

1 Title

These Regulations are the Budgeting Loans (Recovery by Deductions from Benefits) (Amendment) Regulations 2015.

2 Commencement

If approved by Tynwald, these Regulations come into operation on 12 May 2015³.

3 Amendment of the Budgeting Loans (Recovery by Deductions from Benefits) Regulations 2004

The Budgeting Loans (Recovery by Deductions from Benefits) Regulations 2004⁴ are amended as follows.

4 Regulation 2 amended

In regulation 2 (interpretation) omit the definition of “**the Claims and Payments Regulations**”.

¹ 1992 c.5.

² See SD 506/94.

³ Tynwald approval is required by section 190 of the Social Security Administration Act 1992 as it has effect in the Island.

⁴ SD 879/04.

5 Regulation 3 substituted

For regulation 3⁵ (benefits from which a budgeting loan may be recovered) substitute —

3 Benefits from which a budgeting loan may be recovered

- (1) For the purposes of section 78A(2) of the Administration Act (benefits from which a budgeting loan may be recovered by deduction) the prescribed benefits are —
- (a) any benefit under the Contributions and Benefits Act (including any increase for dependants under Part 4 of that Act) other than any of the benefits under Part 3 of that Act specified in paragraph (2);
 - (b) a jobseeker's allowance under the Jobseekers Act 1995⁶;
 - (c) a pension supplement under the Pension Supplement Scheme 2001⁷; and
 - (d) a retirement pension premium under the Retirement Pension (Premium) Scheme 2002⁸.
- (2) Those benefits are —
- (a) attendance allowance;
 - (b) disability living allowance; and
 - (c) severe disablement allowance.⁹

MADE 11TH MARCH 2015

W E TEARE
Minister for the Treasury

⁵ Regulation 3 substituted by SD 0139/13.

⁶ 1995 c.18 (see SD 8/96).

⁷ GC 53/01.

⁸ GC 25/02.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations remove provision in the Budgeting Loans (Recovery by Deductions from Benefits) Regulations 2004 under which deductions cannot be made from payments of child benefit or guardian's allowance to recover a budgeting loan. A redundant definition appearing in the 2004 Regulations is also omitted by these Regulations.