

2010 No. 2481

SOCIAL SECURITY

**The Income-related Benefits (Subsidy to Authorities)
Amendment Order 2010**

<i>Made</i> - - - -	<i>11th October 2010</i>
<i>Laid before Parliament</i>	<i>14th October 2010</i>
<i>Coming into force</i> - -	<i>26th November 2010</i>

The Secretary of State for Work and Pensions makes the following Order in exercise of the powers conferred by sections 140B(1) to (4), 140C(1) and (4), 140F(2) and 189(1), (4) to (7) of the Social Security Administration Act 1992(a).

In accordance with section 189(8)(b) of that Act the Secretary of State has sought the consent of the Treasury.

In accordance with section 176(1)(c) of that Act, consultation has taken place with organisations appearing to the Secretary of State to be representative of the authorities concerned.

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Income-related Benefits (Subsidy to Authorities) Amendment Order 2010 and comes into force on 26th November 2010.

(2) Article 2 has effect from 1st April 2008.

(3) Articles 3 and 4 have effect from 1st April 2009.

(4) Articles 5 and 6 have effect from 1st April 2010.

(5) In this Order, “the 1998 Order” means the Income-related Benefits (Subsidy to Authorities) Order 1998(d).

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- (a) 1992 c.5. Sections 140B, 140C and 140F were inserted by the Housing Act 1996 (c.52), Schedule 12, paragraph 4. Section 140B was amended by the Social Security Administration (Fraud) Act 1997 (c.47), section 10 and Schedule 1, paragraph 7, the Local Government Act 2003 (c.26), Schedule 7, paragraph 36 and the Welfare Reform Act 2007 (c.5), Schedule 5, paragraph 9. Section 189(1) and (4) were amended by the Social Security Act 1998 (c.14), Schedule 7, paragraph 109. Section 189(1) was amended by the Social Security Contributions (Transfer of Functions, etc.) Act 1999 (c.2), Schedule 3, paragraph 57(2) and the Tax Credits Act 2002 (c.21), Schedule 6. Section 189(7) was amended by the Local Government Finance Act 1992 (c.14), Schedule 9, paragraph 24 and the Social Security Administration (Fraud) Act 1997, Schedule 1, paragraph 10.
- (b) Section 189(8) was amended by the Housing Act 1996, Schedule 13, paragraph 3(5), the Pensions Act 2007 (c.22), Schedule 1, paragraph 29, the Social Security Contributions (Transfer of Functions, etc.) Act 1999, Schedule 3, paragraph 57(1) and (3) and the Tax Credits Act 2002, Schedule 4, paragraph 3.
- (c) Section 176(1) was amended by the Local Government Finance Act 1992, Schedule 9, paragraph 23, the Child Support, Pensions and Social Security Act 2000 (c.19), section 69(6) and the Housing Act 1996, Schedule 13, paragraph 3(4).
- (d) S.I. 1998/562.

Amendment of Schedule 1 to the 1998 Order taking effect from 1st April 2008

2. In Schedule 1(a) to the 1998 Order, in the second column, substitute the figures set out in the second column of the table in Schedule 1 to this Order, in respect of the authorities listed in the first column of that table.

Amendment of article 18 of the 1998 Order taking effect from 1st April 2009

3.—(1) Article 18(b) (additions to subsidy) of the 1998 Order is amended as follows.

(2) In paragraph (1) for “paragraphs (8) and (9)” substitute “paragraph (8)”.

(3) For paragraph (1)(e) substitute—

“(e) where, during the relevant year, it is discovered that any overpayments of relevant benefit have been made which were authority error overpayments or administrative delay overpayments, the following amounts—

- (i) where the total of the authority error overpayments and administrative delay overpayments is less than or equal to 0.48% of the total specified subsidy, 100% of the total of those overpayments;
- (ii) where the total of the authority error overpayments and administrative delay overpayments is greater than 0.48% but less than or equal to 0.54% of the total specified subsidy, 40% of the total of those overpayments; and
- (iii) where the total of the authority error overpayments and administrative delay overpayments is greater than 0.54% of the total specified subsidy, nil.”.

(4) In paragraph (2) after sub-paragraph (c) add—

“or

(d) an administrative delay overpayment.”.

(5) For paragraph (5) substitute—

“(5) In paragraphs (1)(c) and (4A), and in article 19(1)(f), “fraudulent overpayment” means an overpayment in respect of a period falling wholly or partly after 31st March 1993 where the claimant has in respect of the overpayment—

- (a) been found guilty of an offence whether under a statute or otherwise;
- (b) made an admission after caution of deception or fraud for the purpose of obtaining relevant benefit; or
- (c) agreed to pay a penalty under section 115A of the Act (penalty as an alternative to prosecution) and has not withdrawn that agreement.

(5A) In paragraph (5)(b) “admission after caution” means—

- (a) in England and Wales, an admission after a caution has been administered in accordance with a Code issued under the Police and Criminal Evidence Act 1984(c);
- (b) in Scotland, an admission after a caution has been administered, such admission being duly witnessed by two persons.”.

(6) After paragraph (6) insert—

“(6ZA) In paragraphs (1)(e) and (2)(d), “administrative delay overpayment” means an overpayment arising where—

- (a) an authority is notified of a change of circumstances and has sufficient information and evidence to make a revision or supersession decision on an award;

(a) Schedule 1 was substituted by S.I. 1999/550, 2000/1091, 2001/2350, 2002/1859, 2003/3179, 2005/369, 2006/54, 2007/26, 2008/196, 2008/1649 and 2009/30.

(b) Relevant amending instruments are S.I. 2000/2340, 2002/3116, 2003/3179, 2005/369, 2006/54, 2006/217, 2007/26 and 2008/196.

(c) 1984 c.60.

- (b) the authority does not make the decision before the next day on which the claimant's benefit is paid or, in the case of council tax benefit, is allowed; and
- (c) the delay was not—
 - (i) caused by a mistake, whether in the form of an act or omission, by an authority; or
 - (ii) caused or materially contributed to by the claimant, a person acting on the claimant's behalf, or any other person to whom payment is made.”.

(7) In paragraph (12) after “(6)” insert “, (6ZA)”.

Substitution of Schedule 1 to the 1998 Order taking effect from 1st April 2009

4. For Schedule 1(a) to the 1998 Order substitute the Schedule in Schedule 2 to this Order.

Amendments relating to temporary accommodation taking effect from 1st April 2010

5.—(1) The 1998 Order is amended as follows.

(2) In article 13(1)(a)(b) (relevant benefit) for “and 17” substitute “, 17 and 17A”.

(3) In articles —

- (a) 15(7) (disproportionate rent increase); and
- (b) 15A(7)(c) (disproportionate rent increase – Wales),

for “(subsidy in respect of homeless and short lease rebate cases)” substitute “(subsidy in respect of temporary accommodation – non self-contained licensed accommodation and board and lodging accommodation) or article 17A (subsidy in respect of temporary accommodation – self-contained licensed accommodation and short lease accommodation)”.

(4) In article 17(d) (subsidy in respect of temporary accommodation – non self-contained licensed accommodation and board and lodging accommodation) and article 17A (subsidy in respect of temporary accommodation – self-contained licensed accommodation and short lease accommodation)—

- (a) in paragraph (2)—
 - (i) for “the lower” substitute “the lowest”; and
 - (ii) after sub-paragraph (b) add—
 - “or
 - (c) subject to paragraph (3A), £500 where the dwelling is located in a broad rental market area listed in Schedule 8 (broad rental market areas in London) or £375 where the dwelling is located in any other broad rental market area.”; and
- (b) after paragraph (3) insert—
 - “(3A) The Secretary of State may determine in any particular case that paragraph (2)(c)—
 - (a) does not apply; or
 - (b) applies as if for the figure of £500 or £375 there were substituted a higher figure.”.

(5) After Schedule 7 (authorities in London) add the Schedule in Schedule 3 to this Order.

(a) Schedule 1 was substituted by S.I. 1999/550, 2000/1091, 2001/2350, 2002/1859, 2003/3179, 2005/369, 2006/54, 2007/26, 2008/196, 2008/1649 and 2009/30.
 (b) Article 13(1) was substituted by S.I. 2000/1091 and amended by S.I. 2003/3179, 2005/369, 2006/54 and 2008/196.
 (c) Article 15A was inserted by S.I. 2005/369.
 (d) Article 17 was substituted, and article 17A inserted, by S.I. 2009/2580.

Amendment of Schedule 4A to the 1998 Order taking effect from 1st April 2010

6.—(1) Schedule 4A(a) (rent rebate limitation deductions (Housing Revenue Account dwellings)) is amended as follows.

(2) In paragraph 2 (liability to deduction), for sub-paragraphs (6) and (7) substitute—

“(6) The RPI figure referred to in Step 3 is 1.2551.

(7) The annual factor for 2010-11 is 0.1.”.

(3) In paragraph 3 (amount of deduction), for sub-paragraph (3) substitute—

“(3) The rebate proportion for each year commencing with 2010-11 is 0.761.”.

(4) For Part 3 (weekly rent limits for purposes of Part 2: Authorities in England) substitute Part 3 as set out in Schedule 4 to this Order.

(5) For Part 5 (amounts for purposes of Part 4, paragraph 4: Authorities in Wales) substitute Part 5 as set out in Schedule 5 to this Order.

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

Freud

Parliamentary Under-Secretary of State
Department for Work and Pensions

6th October 2010

We consent

Michael Fabricant

Angela Watkinson

11th October 2010

Two of the Lords Commissioners of Her Majesty's Treasury

SCHEDULE 1

Article 2

Amendment of Schedule 1 to the 1998 Order

<i>Authority</i>	<i>£</i>
Adur	447,995
Aylesbury Vale	902,883
Berwick upon Tweed	229,209
Blaby	373,901
Blackpool	2,085,709
Brentwood	400,395
Castle Point	579,935
Chichester	765,717
City of London	153,836
Enfield	3,469,084
Harrow	1,918,752
Isles of Scilly	8,201
Leicester	3,429,111
Maldon	455,032
Newcastle upon Tyne	3,049,237
North Cornwall	684,066
North Norfolk	820,735
Northampton	1,649,365

(a) Schedule 4A was inserted by S.I. 2004/646. Relevant amending instruments are S.I. 2005/535, 2006/559, 2007/26, 2007/731, 2008/695 and 2009/2564.

Rugby	620,103
Rutland	157,828
South Gloucestershire	1,282,479
South Holland	542,478
South Tyneside	1,907,958
Uttlesford	342,307
Vale of White Horse	683,185
Wycombe	952,046
Merthyr Tydfil	651,284
Wrexham	1,049,074
Comhairle Nan Eilean Siar	258,344

SCHEDULE 2

Article 4

Schedule to be substituted for Schedule 1 to the 1998 Order

“SCHEDULE 1 Articles 12(1)(b) and 17(1) and (8)

Sums to be used in the calculation of subsidy

Relevant year 2009-2010

<i>Local authority</i>	<i>Administration subsidy (£)</i>	<i>Non HRA rent rebate</i>	
		<i>Threshold (£)</i>	<i>Cap (£)</i>
Adur	501,108	123.51	218.59
Allerdale	913,726	99.14	175.12
Amber Valley	1,009,775	99.63	176.19
Arun	1,281,163	129.28	228.35
Ashfield	1,093,330	93.56	165.44
Ashford	828,813	122.76	217.07
Aylesbury Vale	1,035,115	118.70	210.39
Babergh	558,706	113.61	200.88
Barking and Dagenham	2,472,838	191.10	303.80
Barnet	3,492,266	191.10	303.80
Barnsley	2,393,524	83.11	148.00
Barrow in Furness	766,531	103.70	183.36
Basildon	1,867,885	120.70	213.42
Basingstoke and Deane	1,058,952	122.92	217.14
Bassetlaw	953,798	104.30	184.43
Bath and North East Somerset	1,312,318	105.75	186.80
Bedford	1,438,170	97.90	173.55
Bexley	1,962,769	191.10	303.80
Birmingham	14,086,391	100.24	177.75
Blaby	433,408	89.33	158.30
Blackburn with Darwen	1,816,010	114.39	202.05
Blackpool	2,333,428	95.27	172.92
Bolsover	746,201	81.23	146.64
Bolton	2,980,362	85.81	153.11

Boston	622,292	89.47	158.39
Bournemouth	1,983,960	107.53	202.08
Bracknell Forest	728,845	133.56	240.01
Bradford	5,798,735	90.51	170.09
Braintree	1,138,772	109.87	194.28
Breckland	1,072,016	112.36	199.19
Brent	4,377,145	191.10	321.29
Brentwood	436,831	124.55	220.25
Brighton and Hove	3,550,343	111.13	218.36
Bristol	4,574,395	97.89	193.54
Broadland	726,728	112.36	199.19
Bromley	2,478,039	191.10	303.80
Bromsgrove	501,455	104.42	192.96
Broxbourne	848,986	132.80	234.83
Broxtowe	737,014	85.43	152.34
Burnley	1,247,910	101.59	179.45
Bury	1,733,042	98.94	174.96
Calderdale	2,176,025	87.94	155.59
Cambridge	909,231	116.98	206.85
Camden	3,711,197	191.10	319.83
Cannock Chase	863,985	104.88	191.79
Canterbury	1,121,781	117.96	208.56
Carlisle	916,855	96.75	171.07
Castle Point	695,984	128.42	227.06
Central Bedfordshire	1,638,916	125.04	222.39
Charnwood	915,596	89.89	158.97
Chelmsford	1,071,095	125.69	223.06
Cheltenham	927,921	127.66	225.72
Cherwell	934,296	123.76	219.15
Cheshire East	2,490,881	107.12	203.67
Cheshire West and Chester	2,595,529	78.91	157.98
Chesterfield	1,125,422	85.77	151.67
Chichester	818,670	124.40	219.73
Chiltern	533,270	122.92	217.14
Chorley	803,880	88.01	156.48
Christchurch	397,310	105.75	198.52
City of London	194,033	191.10	303.80
Colchester	1,279,666	115.76	206.37
Copeland	705,890	93.15	176.96
Corby	577,475	95.99	175.40
Cornwall	5,151,361	106.61	192.45
Cotswold	553,985	105.75	186.80
Coventry	4,018,911	85.27	167.35
Craven	353,716	105.13	185.89
Crawley	963,580	133.08	236.16
Croydon	3,859,044	191.10	315.58
Dacorum	1,019,673	116.52	208.64
Darlington	1,129,847	91.31	161.45
Dartford	707,065	120.59	213.23
Daventry	450,631	95.89	169.54
Derby	2,404,502	94.70	167.48
Derbyshire Dales	410,598	96.15	170.38
Doncaster	3,027,303	86.39	155.35

Dover	1,097,902	122.79	217.12
Dudley	2,935,450	100.57	180.44
Durham	5,814,220	89.38	159.13
Ealing	3,692,647	191.10	307.48
East Cambridgeshire	538,142	112.36	199.19
East Devon	889,713	95.98	180.37
East Dorset	535,789	105.75	198.52
East Hampshire	647,605	122.92	217.14
East Hertfordshire	802,079	134.30	238.32
East Lindsey	1,509,540	92.21	163.22
East Northamptonshire	601,598	103.01	182.35
East Riding of Yorkshire	2,374,916	92.04	167.10
East Staffordshire	853,746	89.80	158.61
Eastbourne	1,177,942	110.59	207.85
Eastleigh	746,420	122.92	217.14
Eden	310,641	99.14	175.12
Elmbridge	802,823	140.21	247.64
Enfield	3,933,000	191.10	303.80
Epping Forest	890,311	119.01	211.02
Epsom and Ewell	400,164	122.92	217.14
Erewash	974,695	88.17	156.24
Exeter	1,016,830	92.97	174.72
Fareham	551,489	116.50	210.15
Fenland	954,191	105.59	186.72
Forest Heath	412,713	103.99	183.89
Forest of Dean	677,172	101.35	179.20
Fylde	550,323	86.64	153.02
Gateshead	2,445,646	91.65	162.08
Gedling	834,085	87.30	155.02
Gloucester	1,110,965	110.68	195.71
Gosport	749,282	114.25	202.03
Gravesham	840,533	116.59	206.18
Great Yarmouth	1,295,121	87.73	164.87
Greenwich	3,803,763	191.10	303.80
Guildford	826,064	140.77	248.93
Hackney	5,085,446	191.10	304.23
Halton	1,577,299	91.17	167.01
Hambleton	523,935	87.23	164.01
Hammersmith and Fulham	2,791,049	191.10	303.80
Harborough	354,347	108.24	191.39
Haringey	4,164,700	191.10	303.80
Harlow	953,883	114.89	203.14
Harrogate	896,610	111.90	197.88
Harrow	2,303,431	191.10	333.83
Hart	344,158	122.92	217.14
Hartlepool	1,450,139	94.67	167.40
Hastings	1,388,663	122.92	217.14
Havant	1,063,513	122.92	217.14
Havering	1,855,672	191.10	303.80
Herefordshire	1,451,458	94.12	166.45
Hertsmere	812,596	112.36	199.19
High Peak	732,582	101.79	179.98
Hillingdon	2,606,575	191.10	335.66

Hinckley and Bosworth	606,228	98.28	173.80
Horsham	696,636	145.33	256.69
Hounslow	2,574,776	191.10	303.80
Huntingdonshire	1,016,397	121.72	215.78
Hyndburn	1,022,957	98.12	173.32
Ipswich	1,397,870	104.71	185.14
Isle of Wight	1,622,881	122.92	217.14
Isles of Scilly	13,939	109.28	193.24
Islington	3,987,849	191.10	314.77
Kensington and Chelsea	2,291,479	191.10	346.84
Kettering	670,480	94.72	168.87
Kings Lynn and West Norfolk	1,329,114	92.00	171.41
Kingston upon Hull	3,659,747	95.16	174.59
Kingston upon Thames	1,184,362	191.10	326.21
Kirklees	3,797,442	96.45	170.57
Knowsley	2,452,852	107.12	189.42
Lambeth	5,203,587	191.10	303.80
Lancaster	1,237,759	95.39	168.66
Leeds	7,088,714	87.58	165.00
Leicester	3,942,162	97.15	171.61
Lewes	754,314	119.27	212.35
Lewisham	4,790,443	191.10	303.80
Lichfield	636,199	97.46	172.16
Lincoln	1,004,784	91.94	162.57
Liverpool	8,120,773	97.78	172.92
Luton	1,963,629	120.28	212.69
Maidstone	1,054,829	122.12	215.92
Maldon	439,750	112.36	199.19
Malvern Hills	526,641	97.46	172.16
Manchester	7,385,844	114.63	202.68
Mansfield	1,084,383	98.40	173.81
Medway	2,471,850	120.59	213.23
Melton	258,523	88.35	160.45
Mendip	867,748	104.19	184.05
Merton	1,727,442	191.10	303.80
Mid Devon	530,867	98.98	175.05
Mid Suffolk	496,956	105.59	186.72
Mid Sussex	678,986	122.92	217.14
Middlesbrough	2,206,592	103.59	183.18
Milton Keynes	2,115,430	120.07	213.21
Mole Valley	464,865	119.51	211.32
New Forest	1,125,097	132.41	234.14
Newark and Sherwood	889,342	91.94	162.56
Newcastle under Lyme	1,087,414	82.64	162.20
Newcastle upon Tyne	3,364,104	90.05	159.22
Newham	5,591,610	191.10	303.80
North Devon	954,921	115.45	203.92
North Dorset	432,501	105.75	186.80
North East Derby	742,092	83.86	152.08
North East Lincoln	2,034,695	90.10	164.89
North Hertfordshire	965,618	120.81	220.04
North Kesteven	624,135	91.91	162.50
North Lincolnshire	1,542,925	87.22	154.80

North Norfolk	940,932	97.07	171.86
North Somerset	1,834,791	121.72	215.22
North Tyneside	2,156,531	84.26	149.81
North Warwickshire	463,406	96.16	172.79
North West Leicester	632,539	90.96	160.84
Northampton	1,813,555	119.60	211.46
Northumberland	2,787,086	93.33	165.04
Norwich	1,677,804	94.77	168.16
Nottingham	3,882,166	88.16	155.89
Nuneaton and Bedworth	1,140,220	93.25	166.57
Oadby and Wigston	309,495	89.66	159.42
Oldham	2,484,794	87.94	164.65
Oxford	1,229,037	128.85	230.01
Pendle	1,071,618	91.59	161.97
Peterborough	1,983,895	119.78	211.82
Plymouth	2,636,360	96.67	170.93
Poole	1,143,769	109.75	206.03
Portsmouth	2,451,520	116.64	206.23
Preston	1,425,829	99.74	176.35
Purbeck	341,003	122.00	215.70
Reading	1,462,668	142.45	251.88
Redbridge	2,378,655	191.10	308.85
Redcar and Cleveland	1,760,408	99.06	175.15
Redditch	740,418	105.54	186.63
Reigate and Banstead	826,570	138.52	244.92
Ribble Valley	274,416	86.06	152.17
Richmond upon Thames	1,340,033	191.10	303.80
Richmondshire	290,430	102.07	180.47
Rochdale	2,551,547	91.46	161.72
Rochford	508,999	109.01	192.74
Rossendale	655,080	92.62	163.60
Rother	834,439	122.92	217.14
Rotherham	2,482,058	77.32	142.49
Rugby	694,716	98.86	175.93
Runnymede	499,554	145.50	257.28
Rushcliffe	561,791	101.30	180.82
Rushmoor	683,524	122.92	217.14
Rutland	182,957	108.05	191.06
Ryedale	376,059	87.23	164.01
Salford	3,001,152	101.18	178.90
Sandwell	4,013,462	108.90	194.23
Scarborough	1,312,090	103.89	183.69
Sedgemoor	930,079	111.99	198.03
Sefton	3,181,582	102.91	182.24
Selby	451,257	97.43	172.29
Sevenoaks	754,703	122.92	217.14
Sheffield	5,487,969	87.94	155.62
Shepway	1,068,561	112.70	199.27
Shropshire	2,193,958	99.12	175.34
Slough	1,446,391	128.37	229.41
Solihull	1,530,833	104.55	184.87
South Bucks	362,589	122.92	217.14
South Cambridgeshire	690,259	125.88	222.60

South Derbyshire	521,026	98.92	174.90
South Gloucestershire	1,623,230	107.81	194.41
South Hams	662,726	105.75	186.80
South Holland	623,995	93.82	165.90
South Kesteven	841,656	96.89	173.47
South Lakeland	617,814	111.44	202.90
South Norfolk	843,134	102.07	180.47
South Northamptonshire	350,641	111.38	198.50
South Oxfordshire	682,235	122.92	217.14
South Ribble	771,946	99.14	175.12
South Somerset	1,216,117	105.75	186.80
South Staffordshire	722,243	97.46	172.16
South Tyneside	2,023,763	82.03	146.95
Southampton	2,471,423	102.93	202.21
Southend on Sea	2,008,718	111.76	197.62
Southwark	4,878,833	191.10	303.80
Spelthorne	663,983	122.92	217.14
St Albans	695,768	123.96	220.79
St Edmundsbury	739,825	111.34	197.60
St Helens	2,240,046	105.67	186.85
Stafford	758,438	97.46	172.16
Staffordshire Moorlands	616,914	94.78	167.42
Stevenage	850,074	122.77	217.08
Stockport	2,299,723	89.74	176.69
Stockton on Tees	1,906,609	93.99	167.70
Stoke on Trent	2,938,959	93.80	165.84
Stratford on Avon	806,426	97.46	172.16
Stroud	719,429	112.38	198.71
Suffolk Coastal	819,322	101.99	180.79
Sunderland	4,090,886	101.89	179.99
Surrey Heath	404,755	122.92	217.14
Sutton	1,557,750	191.10	303.80
Swale	1,348,598	122.92	217.14
Swindon	1,554,189	100.15	179.08
Tameside	2,758,213	104.13	183.93
Tamworth	584,931	102.23	182.02
Tandridge	432,341	122.67	218.74
Taunton Deane	847,379	99.69	176.26
Teignbridge	1,051,969	117.87	208.44
Telford and Wrekin	1,737,268	97.46	172.16
Tendring	1,710,685	102.90	193.39
Test Valley	710,020	119.49	211.05
Tewkesbury	503,321	97.51	172.24
Thanet	1,937,616	111.67	197.45
Three Rivers	560,270	126.59	225.54
Thurrock	1,420,643	119.16	210.68
Tonbridge and Malling	750,893	122.92	217.14
Torbay	1,816,499	108.84	192.26
Torridge	576,361	107.70	190.43
Tower Hamlets	5,221,738	191.10	327.78
Trafford	1,929,201	100.74	178.12
Tunbridge Wells	766,657	122.92	217.14
Uttlesford	339,756	123.19	217.90

Vale of White Horse	778,741	122.92	217.14
Wakefield	3,456,429	88.02	168.09
Walsall	3,540,899	100.25	177.29
Waltham Forest	3,219,187	191.10	322.08
Wandsworth	3,377,793	191.10	341.95
Warrington	1,486,668	100.10	176.99
Warwick	897,740	106.19	190.27
Watford	803,294	123.28	217.97
Waveney	1,313,320	96.92	171.37
Waverley	672,435	133.58	235.96
Wealden	875,435	104.80	205.89
Wellingborough	680,031	98.69	174.49
Welwyn Hatfield	875,199	115.76	207.92
West Berkshire	948,548	122.92	217.14
West Devon	363,813	105.75	186.80
West Dorset	758,026	105.75	186.80
West Lancashire	961,638	93.59	166.90
West Lindsey	714,794	91.05	161.19
West Oxfordshire	575,998	117.83	208.15
West Somerset	389,617	105.75	186.80
Westminster	3,323,473	191.10	375.44
Weymouth and Portland	726,952	109.50	193.43
Wigan	3,182,049	93.88	166.01
Wiltshire	2,970,472	116.27	205.58
Winchester	604,916	123.41	218.21
Windsor and Maidenhead	875,864	122.92	217.14
Wirral	3,977,272	109.59	193.77
Woking	596,781	158.97	281.11
Wokingham	548,816	124.20	225.80
Wolverhampton	3,318,461	91.05	172.17
Worcester	867,281	93.88	167.79
Worthing	917,873	122.92	217.14
Wychavon	820,069	122.69	216.70
Wycombe	1,049,291	141.25	249.75
Wyre	994,344	99.54	175.81
Wyre Forest	982,492	101.39	179.09
York	1,260,538	103.14	182.36
Blaenau Gwent	894,463	96.23	170.14
Bridgend	1,437,787	97.66	172.69
Caerphilly	1,835,410	103.23	182.52
Cardiff	3,382,539	108.59	193.10
Carmarthenshire	1,681,016	94.24	166.64
Ceredigion	612,891	103.29	182.64
Conwy	1,066,422	90.85	167.95
Denbighshire	966,950	88.36	157.75
Flintshire	1,159,213	93.96	166.36
Gwynedd	1,073,107	93.59	165.47
Isle of Anglesey	603,154	92.27	163.15
Merthyr Tydfil	747,959	93.63	165.56
Monmouthshire	558,154	108.41	193.01
Neath and Port Talbot	1,631,627	94.91	167.83
Newport	1,408,147	102.78	184.05

Pembrokeshire	1,026,030	92.25	163.11
Powys	949,501	96.75	171.33
Rhondda Cynon Taff	2,618,967	92.09	162.82
Swansea	2,458,074	98.39	173.97
Torfaen	953,649	106.83	190.64
Vale of Glamorgan	1,030,938	110.87	196.06
Wrexham	1,148,585	88.12	156.30
Aberdeen	1,838,162	83.63	149.48
Aberdeenshire	1,441,298	78.84	143.43
Angus	1,019,468	73.78	136.28
Argyll and Bute	923,661	89.91	159.00
Clackmannanshire	582,825	79.23	149.71
Comhairle Nan Eilean Siar	330,371	92.99	166.51
Dumfries and Galloway	1,692,254	84.35	151.85
Dundee	2,198,685	91.68	163.76
East Ayrshire	1,552,354	80.69	142.81
East Dunbartonshire	664,690	86.25	156.39
East Lothian	821,771	77.56	137.15
East Renfrewshire	523,388	82.76	155.46
Edinburgh	4,800,097	105.41	186.39
Falkirk	1,546,620	84.03	158.15
Fife	3,851,973	79.94	146.63
Glasgow	11,602,780	106.81	188.86
Highland	1,935,976	98.09	173.43
Inverclyde	1,229,317	104.53	179.09
Midlothian	709,606	70.33	124.37
Moray	705,596	71.13	125.76
North Ayrshire	1,809,711	75.59	137.05
North Lanarkshire	4,105,064	88.04	157.63
Orkney	167,193	82.44	145.75
Perth and Kinross	1,131,281	74.84	132.34
Renfrewshire	2,154,237	91.49	170.85
Scottish Borders	1,088,586	79.62	140.77
Shetland	154,304	107.31	189.75
South Ayrshire	1,229,927	82.11	145.16
South Lanarkshire	3,470,355	90.11	159.34
Stirling	678,498	84.93	150.16
West Dunbartonshire	1,511,302	84.60	149.60
West Lothian	1,780,378	86.92	182.16”

SCHEDULE 3

Article 5(5)

Schedule to be added after Schedule 7 to the 1998 Order

“SCHEDULE 8

Articles 17 and 17A

Broad rental market areas in London

Central London
Inner East London

Inner North London
Inner South East London
Inner South West London
Inner West London
Outer South West London”

SCHEDULE 4

Article 6(4)

Part to be substituted for Part 3 of Schedule 4A to the 1998 Order

“PART 3

WEEKLY RENT LIMITS FOR PURPOSES OF PART 2: AUTHORITIES IN ENGLAND

TABLE

RELEVANT YEAR 2010-11

<i>Authority</i>	<i>Weekly rent limit</i>
Adur	£73.81
Arun	£75.50
Ashfield	£54.19
Ashford	£72.90
Babergh	£70.88
Barking	£75.63
Barnet	£85.34
Barnsley	£58.45
Barrow	£61.51
Basildon	£68.91
Bassetlaw	£58.20
Birmingham	£66.05
Blackpool	£56.35
Bolsover	£62.56
Bolton	£58.51
Bournemouth	£66.67
Brent	£91.85
Brentwood	£76.51
Brighton and Hove	£68.05
Bristol	£64.49
Broxtowe	£58.76
Bury	£61.86
Cambridge	£79.67
Camden	£96.20
Cannock Chase	£60.65
Canterbury	£71.45
Castle Point	£73.56
Central Bedfordshire	£79.73
Charnwood	£58.99
Cheltenham	£66.22
Cheshire West and Chester	£63.43
Chesterfield	£62.26
City of London	£87.45

City of York	£63.93
Colchester	£70.14
Corby	£61.64
Cornwall	£58.06
Crawley	£80.34
Croydon	£87.49
Dacorum	£83.72
Darlington	£57.06
Dartford	£72.37
Derby	£62.53
Doncaster	£57.57
Dover	£70.01
Dudley	£65.94
Durham	£55.48
Ealing	£85.15
East Devon	£64.37
East Riding	£61.95
Eastbourne	£62.78
Enfield	£81.26
Epping Forest	£78.84
Exeter	£60.16
Fareham	£72.40
Gateshead	£59.96
Gloucester	£64.06
Gosport	£68.56
Gravesham	£72.19
Great Yarmouth	£59.30
Greenwich	£81.04
Guildford	£88.03
Hackney	£82.35
Hammersmith	£91.93
Haringey	£86.02
Harlow	£74.41
Harrogate	£66.08
Harrow	£91.44
Havering	£76.25
High Peak	£59.41
Hillingdon	£90.28
Hinckley	£62.48
Hounslow	£83.49
Ipswich	£64.98
Isles of Scilly	£64.69
Islington	£92.33
Kensington	£102.62
Kettering	£64.53
Kingston upon Hull	£59.21
Kingston upon Thames	£91.69
Kirklees	£57.13
Lambeth	£86.19
Lancaster	£61.82
Leeds	£58.60
Leicester	£58.72
Lewes	£72.03

Lewisham	£76.80
Lincoln	£54.30
Luton	£68.85
Manchester	£61.54
Mansfield	£58.46
Medway Towns	£66.19
Melton	£60.65
Merton	£85.46
Mid Devon	£63.52
Mid Suffolk	£66.25
Milton Keynes	£67.29
North East Derbyshire	£62.61
New Forest	£79.29
Newark	£61.98
Newcastle upon Tyne	£59.62
Newham	£76.40
North Kesteven	£61.81
North Tyneside	£59.53
North Warwick	£68.60
Northampton	£65.72
Northumberland	£53.83
Norwich	£63.13
Nottingham	£59.51
Nuneaton	£62.04
North West Leicester	£62.19
Oadby and Wigston	£62.39
Oldham	£57.98
Oxford City	£83.41
Plymouth	£53.84
Poole	£68.73
Portsmouth	£67.81
Reading	£85.19
Redbridge	£86.29
Redditch	£62.58
Richmondshire	£62.52
Rochdale	£58.45
Rotherham	£58.74
Rugby	£67.97
Runnymede	£87.81
Rutland	£66.27
Salford	£61.39
Sandwell	£66.43
Sedgemoor	£63.94
Selby	£63.11
Sheffield	£56.80
Shepway	£67.78
Shropshire	£65.27
Slough	£84.18
Solihull	£66.07
South Cambridge	£82.22
South Derbyshire	£63.32
South Holland	£59.60
South Kesteven	£61.79

South Lakeland	£69.94
South Tyneside	£58.54
Southampton	£67.44
Southend on Sea	£69.71
Southwark	£85.02
St Albans	£88.47
Stevenage	£78.69
Stockport	£59.21
Stockton	£63.26
Stoke on Trent	£57.63
Stroud	£66.96
Sutton	£83.84
Swindon	£65.43
Tamworth	£64.69
Tandridge	£77.53
Taunton Deane	£65.43
Tendring	£66.92
Thanet	£66.62
Thurrock	£68.62
Tower Hamlets	£86.12
Uttlesford	£79.54
Waltham Forest	£80.00
Wandsworth	£98.86
Warrington	£62.44
Warwick	£73.89
Waveney	£63.08
Waverley	£87.84
Wealden	£67.96
Welwyn Hatfield	£83.44
West Lancashire	£61.01
Westminster	£100.28
Wigan	£61.19
Wiltshire	£73.00
Winchester	£80.32
Woking	£84.47
Wokingham	£88.17
Wolverhampton	£63.33
Wycombe	£85.23”

SCHEDULE 5

Article 6(5)

Part to be substituted for Part 5 of Schedule 4A to the 1998 Order

“TABLE

RELEVANT YEAR 2010-11

<i>Authority</i>	<i>(1)</i> <i>Specified Amount “O”</i>	<i>(2)</i> <i>Guideline rent increase</i>
Blaenau Gwent	54.11	0.71
Caerphilly	62.57	1.03
Cardiff	70.04	1.38
Carmarthen	60.14	1.44
Denbighshire	57.81	1.25

<i>Authority</i>	<i>(1)</i> <i>Specified Amount "O"</i>	<i>(2)</i> <i>Guideline rent increase</i>
Flintshire	61.30	1.08
Gwynedd	60.75	1.14
Isle of Anglesey	57.62	0.99
Neath Port Talbot	56.92	1.06
Pembrokeshire	60.45	1.31
Powys	62.64	1.27
Swansea	60.67	1.07
Vale of Glamorgan	67.07	1.34
Wrexham	59.70	1.22"

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Income-related Benefits (Subsidy to Authorities) Order 1998 (“the 1998 Order”), which provides for the calculation and payment of housing benefit and council tax benefit subsidy to local authorities in England, Wales and Scotland which administer those benefits. Sections 140C(4) and 140F(2) of the Social Security Administration Act 1992 authorise the making or varying of an Order before, during or after the year to which it relates.

Article 2, which takes effect from 1st April 2008, corrects some of the figures in the table in Schedule 1 to the 1998 Order.

Article 3, which takes effect from 1st April 2009, amends article 18 of the 1998 Order. It amends the definition of “fraudulent overpayment” in paragraph (5) to align it with provisions in the Housing Benefit Regulations 2006. It also inserts a new paragraph (6ZA) to introduce and define a new category of administrative delay overpayments. Article 3 makes other amendments to article 18 which are consequential on the insertion of this new category of overpayment.

Article 4, which also takes effect from 1st April 2009, substitutes a new table in Schedule 1 to the 1998 Order. This substitutes new figures to be used in the calculation of subsidy for the financial year beginning on 1st April 2009.

Article 5, which takes effect from 1st April 2010, makes amendments relating to the subsidy in respect of temporary accommodation provided by local authorities. Paragraphs (2) and (3) amend articles 13, 15 and 15A to refer to article 17A, which was inserted by the Income-Related Benefits (Subsidy to Authorities) (Temporary Accommodation) Order 2009. Paragraph (4) amends articles 17 and 17A. These amendments limit the amount of rent rebate subsidy payable for temporary accommodation to £500 for dwellings located in London broad rental market areas and £375 for dwellings located elsewhere, unless the Secretary of State determines that a higher amount of subsidy is to be paid. Paragraph (5) inserts a new Schedule 8 to the 1998 Order which lists London broad rental market areas.

Article 6, which also takes effect from 1st April 2010, amends Schedule 4A to the 1998 Order. With respect to authorities in England, paragraphs (2), (3) and (4) of Article 6 and Schedule 4 amend Schedule 4A to the 1998 Order to substitute the RPI figure, the annual factor, the rebate proportion and the weekly rent limit for the purposes of determining whether or not an authority is liable to a deduction from subsidy payable for 2010-11. With respect to authorities in Wales, paragraph (5) amends Schedule 4A to substitute the specified amount “O” and the guideline rent increase for the purposes of determining whether or not an authority is liable to a deduction from subsidy payable for 2010-11.

A full impact assessment has not been produced for this instrument as it has no impact on the private or voluntary sectors.

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STATUTORY INSTRUMENTS

2010 No. 2481

SOCIAL SECURITY

The Income-related Benefits (Subsidy to Authorities)
Amendment Order 2010

£5.75