
STATUTORY INSTRUMENTS

2020 No. 976

SOCIAL SECURITY

The Income-related Benefits (Subsidy to Authorities) Amendment Order 2020

<i>Made</i>	- - - -	<i>10th September 2020</i>
<i>Laid before Parliament</i>		<i>14th September 2020</i>
<i>Coming into force</i>	- -	<i>31st October 2020</i>

The Secretary of State for Work and Pensions makes the following Order in exercise of the powers conferred by sections 140B(1), (3), (4) and (4A), 140F(2) and 189(1), (4), (6) and (7) of the Social Security Administration Act 1992(1).

In accordance with section 189(8) of that Act(2), the Secretary of State has obtained the consent of the Treasury.

In accordance with section 176(1) of that Act(3), the Secretary of State has consulted with organisations appearing to the Secretary of State to be representative of the authorities concerned.

Citation, commencement, application and interpretation

1.—(1) This Order may be cited as the Income-related Benefits (Subsidy to Authorities) Amendment Order 2020 and comes into force on 31st October 2020.

(2) Article 3 and Schedule 1 have effect for the purpose of determining subsidy payable for the relevant year beginning with 1st April 2019.

(3) Articles 4 and 5 and Schedule 2 have effect for the purpose of determining subsidy payable for the relevant year beginning with 1st April 2020.

(1) 1992 c. 5. Sections 140B and 140F were inserted by paragraph 4 of Schedule 12 to the Housing Act 1996 (c. 52). Section 140B(1) was amended by paragraph 7 of Schedule 1 and Schedule 2 to the Social Security Administration (Fraud) Act 1997 (c. 47) (“the Fraud Act”). Section 140B(4) was substituted and section 140(4A) was inserted by section 10 of the Fraud Act. There are amendments to section 189(1), (4) and (6) which are not relevant to this Order. Section 189(7) was amended by paragraph 24 of Schedule 9 to the Local Government Finance Act 1992 (c. 14) (“the 1992 Act”) and by paragraph 10 of Schedule 1 to the Fraud Act. Sections 140B, 140F and 189 were repealed, to the extent they relate to council tax benefit, by Schedule 14 to the Welfare Reform Act 2012 (c. 5) with effect from 1st April 2013 and subject to savings and transitional provisions in articles 9 and 10 of S.I. 2013/358.

(2) Relevant amendment made by paragraph 3(5) of Schedule 13 to the Housing Act 1996.

(3) Section 176(1) was amended by paragraph 23 of Schedule 9 to the 1992 Act, paragraph 3(4) of Schedule 13 to the Housing Act 1996 and section 69(6) of the Child Support, Pensions and Social Security Act 2000 (c. 19). It was repealed, to the extent it relates to council tax benefit, by paragraph 1 of Schedule 14 to, the Welfare Reform Act 2012 with effect from 1st April 2013 and subject to savings and transitional provisions in articles 9 and 10 of S.I. 2013/358.

(4) In this Order—

“the 1998 Order” means the Income-related Benefits (Subsidy to Authorities) Order 1998(4);

“relevant year” means the period of a year, beginning with 1st April in any calendar year, in respect of which a claim for subsidy is made.

Amendment of the 1998 Order

2. The 1998 Order is amended in accordance with articles 3 to 5.

The amount of an authority’s subsidy

3. For Schedule 1 (sums to be used in the calculation of subsidy) substitute the Schedule 1 set out in Schedule 1 to this Order.

Rent rebate deductions from an authority’s subsidy

4.—(1) For Article 20A substitute—

“Deductions from subsidy for rebate for dwellings within the Housing Revenue Account: authorities in Wales

20A.—(1) Paragraph (2) applies in relation to an authority in Wales.

(2) Where paragraph 4 of Schedule 4A applies, the deduction from subsidy referred to in article 13(1) shall be calculated in accordance with paragraph 5 of that Schedule.”.

(2) In Schedule 4A (rent rebate limitation deductions (housing revenue account dwellings)—

- (a) at the end of the heading insert “: authorities in Wales”;
- (b) in Part 1, omit the definitions of “Affordable Rent”, “Affordable rent dwelling”, “new service”, “relevant party”, “void dwelling” and “2001-02”;
- (c) omit Parts 2 and 3;
- (d) in Part 4, in paragraph 5, for sub-paragraph (2) substitute—
 - “(2) The rebate proportion for the purposes of sub-paragraph (1) for each relevant year commencing with 2020–21 is 0.574.”.
- (e) for Part 5 (amounts for purposes of Part 4, paragraph 4: authorities in Wales), substitute the Part 5 set out in Schedule 2 to this Order.

Additional amount of subsidy: Verify Earnings and Pension Alerts Service

5. In Schedule 1ZB (additional amount of subsidy: Verify Earnings and Pension Alerts Service) for paragraph 2 substitute—

“Additional amount: relevant year beginning with 1st April 2020

2. The additional amount of subsidy for an authority for the relevant year beginning with 1st April 2020 is the amount specified for that authority in the Housing Benefit Circular HB S6/2020 published by the Department for Work and Pensions on 16th April 2020(5).”.

(4) [S.I. 1998/562](#); relevant amending instruments are [S.I. 2004/646](#) and [2019/1243](#).

(5) <https://www.gov.uk/government/publications/housing-benefit-subsidy-circulars-2020/s2020-payment-for-the-verify-earnings-and-pension-alerts-service-2020-to-2021>.

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

10th September 2020

Will Quince
Parliamentary Under Secretary of State
Department for Work and Pensions

We consent.

9th September 2020

Rebecca Harris
David Rutley
Two of the Lords Commissioners of Her
Majesty's Treasury

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

SCHEDULE 1

Article 3

Substitution of Schedule 1 to the 1998 Order

“SCHEDULE 1

Article 12(1)(b)

Sums to be used in the calculation of subsidy

Relevant Year 2019-2020

<i>Local authority</i>	<i>Administration subsidy (£)</i>
England	
Adur	206,898
Allerdale	305,238
Amber Valley	377,546
Arun	527,247
Ashfield	494,161
Ashford	413,337
Aylesbury Vale	516,257
Babergh	237,846
Barking and Dagenham	1,215,669
Barnet	1,803,193
Barnsley	940,202
Barrow-in-Furness	273,046
Basildon	694,542
Basingstoke and Deane	510,535
Bassetlaw	361,222
Bath and North East Somerset	496,533
Bedford	541,806
Bexley	853,215
Birmingham	5,779,268
Blaby	199,929
Blackburn with Darwen	577,588
Blackpool	968,413
Bolsover	297,821
Bolton	1,209,013
Boston	262,356

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<i>Local authority</i>	<i>Administration subsidy (£)</i>
Bournemouth, Christchurch and Poole	1,420,878
Bracknell Forest	364,979
Bradford	2,129,537
Braintree	438,879
Breckland	408,601
Brent	2,351,975
Brentwood	171,664
Brighton and Hove	1,258,967
Bristol	1,924,692
Broadland	268,900
Bromley	1,008,684
Bromsgrove	205,654
Broxbourne	363,443
Broxtowe	315,480
Burnley	409,009
Bury	665,461
Calderdale	806,854
Cambridge	417,717
Camden	1,710,202
Cannock Chase	353,266
Canterbury	489,320
Carlisle	361,887
Castle Point	244,687
Central Bedfordshire	705,647
Charnwood	412,301
Chelmsford	482,614
Cheltenham	333,491
Cherwell	395,083
Cheshire East	937,699
Cheshire West and Chester	965,597
Chesterfield	455,547
Chichester	358,205
Chiltern	214,174
Chorley	302,336

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<i>Local authority</i>	<i>Administration subsidy (£)</i>
City of London	86,020
Colchester	588,257
Copeland	236,533
Corby	274,537
Cornwall	2,106,996
Cotswold	216,441
Coventry	1,413,800
Craven	134,451
Crawley	557,804
Croydon	1,790,970
Dacorum	577,108
Darlington	498,479
Dartford	324,096
Daventry	176,898
Derby	1,007,926
Derbyshire Dales	175,253
Doncaster	1,140,936
Dorset	1,068,403
Dover	419,368
Dudley	1,115,665
Durham	2,320,130
Ealing	1,980,123
East Cambridgeshire	231,926
East Devon	373,227
East Hampshire	267,351
East Hertfordshire	376,467
East Lindsey	557,484
East Northamptonshire	226,034
East Riding of Yorkshire	934,332
East Staffordshire	352,940
East Suffolk	746,197
Eastbourne	462,283
Eastleigh	294,338
Eden	119,288

<i>Local authority</i>	<i>Administration subsidy (£)</i>
Elmbridge	360,823
Enfield	2,264,143
Epping Forest	388,319
Epsom and Ewell	194,432
Erewash	351,192
Exeter	453,854
Fareham	246,508
Fenland	365,183
Folkestone and Hythe	455,152
Forest of Dean	239,150
Fylde	241,619
Gateshead	971,792
Gedling	352,410
Gloucester	487,695
Gosport	369,694
Gravesham	392,900
Great Yarmouth	440,993
Greenwich	1,782,999
Guildford	368,273
Hackney	2,708,397
Halton	548,589
Hambleton	214,079
Hammersmith and Fulham	1,206,204
Harborough	147,222
Haringey	1,988,435
Harlow	428,279
Harrogate	319,517
Harrow	1,032,393
Hart	162,355
Hartlepool	518,714
Hastings	474,687
Havant	379,447
Havering	840,177
Herefordshire	562,555

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<i>Local authority</i>	<i>Administration subsidy (£)</i>
Hertsmere	381,302
High Peak	279,372
Hillingdon	1,270,018
Hinckley and Bosworth	226,725
Horsham	306,209
Hounslow	1,114,278
Huntingdonshire	463,123
Hyndburn	350,887
Ipswich	615,674
Isle of Wight	566,433
Isles of Scilly	9,233
Islington	1,847,550
Kensington and Chelsea	1,089,360
Kettering	309,847
King's Lynn and West Norfolk	487,604
Kingston upon Hull	1,625,235
Kingston upon Thames	554,636
Kirklees	1,474,341
Knowsley	855,441
Lambeth	2,403,732
Lancaster	418,576
Leeds	3,344,315
Leicester	1,592,076
Lewes	342,487
Lewisham	2,206,067
Lichfield	226,560
Lincoln	451,462
Liverpool	2,969,011
Luton	927,372
Maidstone	500,355
Maldon	167,817
Malvern Hills	219,923
Manchester	3,100,657
Mansfield	458,056

<i>Local authority</i>	<i>Administration subsidy (£)</i>
Medway	1,025,721
Melton	124,475
Mendip	308,197
Merton	749,470
Mid Devon	229,859
Mid Suffolk	219,518
Mid Sussex	311,627
Middlesbrough	939,409
Milton Keynes	1,144,065
Mole Valley	224,476
New Forest	445,140
Newark and Sherwood	347,691
Newcastle-under-Lyme	426,628
Newcastle upon Tyne	1,382,896
Newham	2,089,828
North Devon	334,817
North East Derbyshire	322,807
North East Lincolnshire	676,730
North Hertfordshire	404,637
North Kesteven	271,109
North Lincolnshire	546,684
North Norfolk	330,545
North Somerset	651,825
North Tyneside	894,608
North Warwickshire	192,611
North West Leicestershire	239,967
Northampton	855,836
Northumberland	1,160,622
Norwich	787,450
Nottingham	1,747,440
Nuneaton and Bedworth	444,983
Oadby and Wigston	126,917
Oldham	936,580
Oxford	568,005

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<i>Local authority</i>	<i>Administration subsidy (£)</i>
Pendle	363,473
Peterborough	795,269
Plymouth	1,154,878
Portsmouth	1,171,811
Preston	568,200
Reading	708,189
Redbridge	1,107,367
Redcar and Cleveland	721,317
Redditch	286,372
Reigate and Banstead	403,964
Ribble Valley	118,663
Richmondshire	119,297
Richmond upon Thames	549,956
Rochdale	1,004,244
Rochford	186,975
Rossendale	261,138
Rother	267,336
Rotherham	1,096,263
Rugby	250,184
Runnymede	246,114
Rushcliffe	212,750
Rushmoor	371,584
Rutland	85,169
Ryedale	149,597
Salford	1,368,252
Sandwell	1,576,419
Scarborough	485,981
Sedgemoor	439,427
Sefton	1,073,390
Selby	218,465
Sevenoaks	312,514
Sheffield	2,452,822
Shropshire	826,925
Slough	683,176

<i>Local authority</i>	<i>Administration subsidy (£)</i>
Solihull	632,075
Somerset West and Taunton	465,825
South Buckinghamshire	159,201
South Cambridgeshire	325,697
South Derbyshire	243,814
South Gloucestershire	735,340
South Hams	250,072
South Holland	247,465
South Kesteven	382,554
South Lakeland	223,957
South Norfolk	318,044
South Northamptonshire	165,541
South Oxfordshire	290,599
South Ribble	277,009
South Somerset	469,381
South Staffordshire	264,918
South Tyneside	913,224
Southampton	1,079,520
Southend-on-Sea	770,274
Southwark	2,072,549
Spelthorne	312,287
St Albans	348,545
St Helens	749,095
Stafford	333,317
Staffordshire Moorlands	214,847
Stevenage	404,443
Stockport	904,249
Stockton-on-Tees	836,619
Stoke-on-Trent	1,173,365
Stratford-on-Avon	303,240
Stroud	284,887
Sunderland	1,518,187
Surrey Heath	202,467
Sutton	652,022

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<i>Local authority</i>	<i>Administration subsidy (£)</i>
Swale	524,926
Swindon	645,358
Tameside	1,016,733
Tamworth	246,400
Tandridge	223,167
Teignbridge	407,440
Telford and Wrekin	828,293
Tendring	656,698
Test Valley	314,555
Tewkesbury	231,994
Thanet	680,465
Three Rivers	249,272
Thurrock	611,343
Tonbridge and Malling	364,706
Torbay	707,181
Torridge	215,585
Tower Hamlets	2,432,219
Trafford	664,890
Tunbridge Wells	346,772
Uttlesford	174,615
Vale of White Horse	281,191
Wakefield	1,457,725
Walsall	1,349,098
Waltham Forest	1,412,860
Wandsworth	1,718,920
Warrington	554,146
Warwick	356,711
Watford	371,919
Waverley	319,604
Wealden	342,527
Wellingborough	293,200
Welwyn Hatfield	419,192
West Berkshire	398,578
West Devon	175,861

<i>Local authority</i>	<i>Administration subsidy (£)</i>
West Lancashire	329,486
West Lindsey	326,374
West Oxfordshire	252,444
West Suffolk	487,856
Westminster	1,576,989
Wigan	1,132,575
Wiltshire	1,216,772
Winchester	310,820
Windsor and Maidenhead	366,082
Wirral	1,405,120
Woking	289,102
Wokingham	265,038
Wolverhampton	1,259,131
Worcester	380,865
Worthing	360,776
Wychavon	348,381
Wycombe	482,205
Wyre	411,692
Wyre Forest	403,794
York	492,790
 Wales	
Blaenau Gwent	383,178
Bridgend	574,042
Caerphilly	761,701
Cardiff	1,499,431
Carmarthenshire	662,649
Ceredigion	242,025
Conwy	449,939
Denbighshire	413,743
Flintshire	451,334
Gwynedd	423,421
Isle of Anglesey	281,547

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<i>Local authority</i>	<i>Administration subsidy (£)</i>
Merthyr Tydfil	296,955
Monmouthshire	256,654
Neath Port Talbot	650,180
Newport	660,025
Pembrokeshire	466,056
Powys	401,933
Rhondda Cynon Taf	983,309
Swansea	969,755
Torfaen	410,363
Vale of Glamorgan	460,941
Wrexham	548,004
Scotland	
Aberdeen	805,227
Aberdeenshire	655,940
Angus	403,636
Argyll and Bute	354,229
Clackmannanshire	249,356
Comhairle nan Eilean Siar	112,851
Dumfries and Galloway	643,499
Dundee	907,889
East Ayrshire	564,199
East Dunbartonshire	252,492
East Lothian	311,193
East Renfrewshire	218,435
Edinburgh	1,948,929
Falkirk	630,471
Fife	1,449,877
Glasgow	4,278,442
Highland	718,186
Inverclyde	440,766
Midlothian	313,145
Moray	290,724

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<i>Local authority</i>	<i>Administration subsidy (£)</i>
North Ayrshire	725,908
North Lanarkshire	1,585,915
Orkney	90,166
Perth and Kinross	473,214
Renfrewshire	898,406
Scottish Borders	472,617
Shetland	73,950
South Ayrshire	481,603
South Lanarkshire	1,226,105
Stirling	258,905
West Dunbartonshire	615,268
West Lothian	732,527.”

SCHEDULE 2

Article 4(2)(e)

Substitution of Part 5 of Schedule 4A to the 1998 Order

“PART 5

AMOUNTS FOR PURPOSES OF PART 4,
PARAGRAPH 4: AUTHORITIES IN WALES

Relevant Year 2020-2021

<i>Local authority</i>	<i>(1) Specified amount “O”(£)</i>	<i>(2) Guideline rent increase “P” (£)</i>
Caerphilly	95.77	4.38
Cardiff	107.42	4.82
Carmarthenshire	95.29	4.36
Denbighshire	93.07	4.42
Flintshire	96.54	4.53
Isle of Anglesey	92.20	4.48
Pembrokeshire	96.09	4.23
Powys	97.15	4.42
Swansea	94.25	4.48
Vale of Glamorgan	103.94	4.63
Wrexham	95.45	4.46.”

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EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Income-related Benefits (Subsidy to Authorities) Order 1998 (S.I. 1998/562) (“the 1998 Order”) which provides for the calculation and payment of housing benefit subsidy to local authorities in England, Wales and Scotland which administer housing benefit. Section 140F(2) of the Social Security Administration Act 1992 (c. 5) authorises the making, revocation or varying of an Order before, during or after the year to which it relates.

Article 3 and Schedule 1 substitute Schedule 1 to the 1998 Order which prescribes the sums to be used in the calculation of subsidy for the year beginning with 1st April 2019.

Article 4 and Schedule 2 have effect for the purposes of determining subsidy payable for the year beginning with 1st April 2020. They disapply the rent rebate subsidy limitation applying in respect of authorities in England and substitute Part 5 of Schedule 4A to the 1998 Order in respect of authorities in Wales. That Part sets out the specified amount “O” and the guideline rent increase “P” used when calculating deductions from subsidy under paragraph 4 in Part 4 of Schedule 4A.

Article 5 substitutes paragraph 2 of Schedule 1ZB to the 1998 Order. Schedule 1ZB prescribes a system for the making of additional payments of subsidy to authorities administering alerts relating to the earnings and pension entitlement of claimants for housing benefit and the substituted paragraph 2 has effect for the purposes of determining additional amounts of subsidy payable for the year beginning with 1st April 2020. The amounts were notified by the Secretary of State to local authorities on 16th April 2020.

Hard copies of the circular referenced in this Order are available from the Department for Work and Pensions, Local Authority Partnership, Engagement and Delivery Division, Room B120D, Warbreck House, Warbreck Hill, Blackpool, FY2 0YE.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.