

# HB Alerts

<b>Circular Reference:</b>		<b>A08v2010</b>	
<b>Subject:</b>	The Social Security (Miscellaneous Amendments) (No 2) Regulations 2010	<b>Effective Date:</b>	<b>April 2010</b>
<b>Summary</b> The above act, SI 2010 No 641 was laid before parliament on 11 March 2010. It covers a variety of issues.			
<b>Payments from the Macfarlane Trusts and the Eileen Trust</b> Payments from the above are fully disregarded in the calculation of HB/CTB. A new organisation, MFET Limited, has been created which provides further financial support to the same client group. In line with the current regulations payments from MFET Limited are fully disregarded.			
<b>Direct Payments for Health Care</b> The Health Act 2009 allows for cash payments to be made to patients. These payments are fully disregarded.			
<b>Benefit Alignments</b> Training Allowance payments are taken into account if the payment replaces JSA, IS, IB or SDA. It will also be taken into account if it replaces ESA.  A claimant receiving help from a 'special account' if they are undergoing the 'self-employment route' has that income disregarded in HB/CTB, however the definition of 'special account' is only within the JSA regulations. The definition will now appear within the HB/CTB regulations themselves to ensure that claimants in receipt of IS or ESA also receive the disregard.			
<b>Second Chance Learning</b> Since April 2009 a full-time student in non-advanced education has been able to claim HB/CTB up until the age of 21. This was dependant on their starting the course before their 19 <sup>th</sup> birthday only. The IS regulations allow a vulnerable young person to claim IS, where they have enrolled on, been accepted on or started on the course before their 19 <sup>th</sup> birthday. The HB/CTB regulations are being amended to include the IS criteria of 'enrolled on, been accepted on, or started on' to ensure consistency.			
<b>References</b> Further references to the Higher Pension Premium have been removed and references to "aged 60" have been amended to "the qualifying age for Pension Credit" to take account of the increase in retirement age for women.			
<b>Suggested Action</b> Distribute to all staff that are affected by the changes.			
<b>Other References:</b>		None	