

Advice for Decision Making

Amended Chapters for June 2018

Abbreviations

FtT, - First Tier tribunal

PSC – Public Sector Comparator

A4: Supersession, suspension and termination

The amendments make minor changes to A4.

A5: Appeals

The main amendment is at paragraph A5333 incorporating the memo ADM 22/17

B2: Restrictions on payment of benefit

The amendment is in appendix 1, and incorporates memo ADM 12/17

D1: Overpayments, Recoverability, Adjustments, Civil penalties and Recoupment – UC, JSA and ESA

The amendment is at paragraph D1247 and incorporates memo adm 12/17.

E1: Introduction and entitlement

Incorporates part of memo ADM 4/18 which removes waiting days from UC.

E5: Benefit cap

The amendments clarify examples

F1: Child Element

incorporated memo 12/18 and amended para F1143 in respect of a qualifying young person

F2: Housing Costs Element

minor typos to F2003 and F2140

F3: Housing Costs Element – Support for renters

Amendment to the example in F3132 and amended F3232

F7: Childcare Costs element

minor typo amend to F7032

H3: Earned income - employed earnings

H3010 & HH3300 - Incorporated Surplus Earnings part of Memo – 11/18

H3040 Local Authority Councillors added

H3170, H3272 and annex – added Scottish Rate of Income Tax.

Update appendices

H4: Earned income - self-employed earnings

H4006; H4060-61; H4113; H4157 & H4500 (new): Incorporated S/E Losses Memo (11/18) and removed references to memo. H4122-23: Added note reference to Class 2/4 reforms amended legal references. UC Misc Memo 18 (NICs) (4/18)
H4123: Scottish rates of Income Tax – added cross ref to H3 appendix.

Appendix 1: updated NMW rates

Appendix 3 (new)

H5: Unearned income

H5141: Amended Blood Scheme names – Macfarlane and the Trust.

H6: Student and Student Income

Added line to clarify that Post Grad loans only apply to English claimants

J2: Work-related groups

J2092 & J2100: Removed ref to waiting days (from 14.2.18) following abolition in UC Misc Regs 18 SI (4/18). J2051 & J2099: incorporated UC Memo (4/18) (student couple entitlement)

J3: Work-related requirements

J3180: removed ref to waiting days (from 14.2.18) following abolition in UC Misc Regs (4/18) SI. J3192, 3215, 3226: incorporate UC Memo (4/18) (continued sickness Reg 99)

J3192: deleted duplicate memo 6/18 reference.

K1: Sanctions – general principals

This incorporates ADM Memo 10/18 and gives guidance on a recently reported UT decision plus some other minor amendments

K2: Good Reason

The amendments are due to current cases heard in the FtT providing good illustrative case s for good reason decisions

K3: Higher Level Sanctions

These incorporate ADM Memo 10/18 and advise on the new government jobsite Find a Job and some other minor amendments

K5: Low level Sanction

Significant changes and renumbering and moving some text into an Appendix.

Incorporates ADM Memo 10/18 and guidance on new government recruitment site 'Find A Job'.

M3: Claims for UC – Gateway conditions

incorporate Memos ADM 23/17 and 3/18 about further phased transfers of UC Live Service areas to UC Full Service incorporates Memo ADM 1/18 about restrictions on UC claims from 1.1.18

make minor changes

M4: Effects of transition to UC – Gateway conditions

This amendment incorporates Memo ADM 4/18 about changes from April 2018 to the effects of transition to UC from housing benefit and tax credits

M5: Claims for UC – Digital service area

incorporate Memos ADM 23/17 and 3/18 about further phased transfers of UC Live Service areas to UC Full Service. incorporates Memo ADM 1/18 about restrictions on UC claims in specified designated postcodes.

M6: Effects of transition to UC – Digital service area

This amendment incorporates Memo ADM 4/18 about changes from April 2018 to the effects of transition to UC from housing benefit and tax credits.

P4: Exceptions to normal payability rules

Minor Amends

R1: JSPs & JSA contribution conditions

Updated Appendix 1

S2: JSA & Employed earners

S2021: Added note and cross-ref to H3 re: Scottish Rate of Income Tax

Appendices 2 & 3: Updated with 2018 rates.

S3: JSA, self-employed earners and share fishermen

S3081; S3117; S3261; S3351; S3408; S3820; S3926; S3935: Added notes re:

Scottish Tax Rates at Appendix 1.

Updated appendices with 18/19 rates and added Scottish Tax Rates.

V4: ESA and employed earners

Minor update to appendix 2 of V4

V5: ESA and self-employed earners

V5271: added note re: Scottish Income Tax. Updated appendices.