

DMG - Volume 10: Benefits for incapacity, disability, maternity, bereavement, and widows

Summary of changes from January 2022

October 2024 updates

Chapter 60

DMG Memos 04/23 and 02/24 incorporated at paragraph 60061.

August 2023 updates

Chapter 61

Amended para 61342 to remove out of date contact details for DMA.

July 2023 updates

Chapter 61

DMG Memo 03-23 incorporated at paras. 61491 & 61492.

May 2023 updates

Chapter 62

Various amendments as follows:

Note under para 62524 to provide greater clarity within guidance about the Earnings Test and specifically about the fact that whilst a woman doesn't have to have received a payment in each of the chosen 13 weeks within her Test Period, they need to have earned an amount equal to the MAT (when averaged) for each of those 13 weeks – irrespective of when the payment is made.

Para. 62017 amended to give example of certificate of confinement (MATB1) and para. 62020 changed to clarify the types of evidence required for stillbirth.

Note 2 added to para. 62516 for clarification regarding zero hours contracts and agency workers.

Amendment to paras. 62540 and 62541 to show that for women who have not paid their NICS to qualify for the standard rate of MA the legislation does clearly indicate that they should be treated as receiving earnings equal to the MAT (£30) for that week. At present the fact that this relates to each individual week isn't clear.

Para. 62524 – legislative reference amended from 'SS (MA) (Earnings) Regs, reg 6(1)'

to 'SS (MA) (Earnings) Regs, reg 6(1)(b)'. Additional note added "Note: The position differs for the self-employed (see DMG 62540)".

Para 62541 – legislative reference corrected.

Para. 62544 – legislative reference added.

Added para. 62545 'Payment of class 2 contributions treated as paid' due to legislation introduced by The Social Security (Class 2 National Insurance Contributions Increase of Threshold) Regulations 2022.

Numbers changed at paras. 62546 to 62552 due to addition of para. 62545.

Para. 62025 – removal of sentence - "If, as a result of this calculation, disallowance would be appropriate because the length of pregnancy falls short of a full 24 weeks by one week or less, the case should be referred to Medical Services for advice."

April 2023 updates

Chapter 60

Updated Appendix 1 – earnings limit for gainful employment.

Chapter 61

Updated Appendix 3 – rates of benefit (AA) and Appendix 4 – rates of benefit (DLA).

November 2022 updates

Chapter 60

incorporate DMG Memo 2-17. That Memo is also deleted from the Memo list.

July 2022 updates

Chapter 61

Note added below para. 61491 to advise change of terminology for terminal illness to end of life in operations/comms.

June 2022 updates

Chapter 61

Amendment 1 in Qualifying Period – Disability Living Allowance - DLA Care Component at **61461 1.2** addition of CDP care component x2 into following sentence:

1.2 ending on the day the person was last entitled to AA, the DLA care component or the CDP care component, and that day is not more than two years before the date on which the award of the DLA care component or the CDP care

component would begin³**and**

Amendment 2 in Qualifying Period – Disability Living Allowance - DLA Mobility Component at **61466 1.2a and 1.2b** addition of CDP mobility component x2 into following sentences:

1.2 ending on a day

1.2.a when the person was last entitled to the DLA mobility component or the CDP mobility component **and**

1.2.b which cannot be more than two years before the date on which the award of the DLA mobility component or the CDP mobility component would begin²**and**

Chapter 60

Paragraph 60033 has been updated to refer to equivalent benefits from an EU member state “the definition of a severely disabled person” (Memo DMG 02/20 incorporated.)

Paragraphs 60025 – 60081 has been updated 'Conditions for entitlement to Carer's Allowance' at Meaning of severely disabled person - 60033. Addition of legal reference, equivalent benefit from an EU member state' and correct citation inserted into legal references.

Appendix 1 - Earnings limit for gainful employment. DMG Memos 3/19, 5-20, 4/21, 7-22 incorporated - Amounts added for tax years from 9.4.18 to 11.4.22 to list (amended previous amount that was incorrect for period 9.4.18 – 7.4.19)

March 2022 updates

Chapter 60

Amendment in 'Conditions for entitlement to Carers Allowance 60025 – 60081' at meaning of severely disabled person - 60033. Addition of ADP on list at number 7 and relevant legal references.

January 2022 updates

Chapter 60

Amendment in 'Conditions for entitlement to Carers Allowance paras. 60025 – 60081' at Meaning of severely disabled person - 60033. Addition of CDP on list at number 6.