

09-24 UC Disregard for Capital Payments from an Estate of Infected Blood Compensation Payments

Contents Paragraphs

Introduction 1

Background 2-3

Capital Disregard 4

Annotations

Contact

Introduction

1. This memo gives guidance on the Social Security (Infected Blood Capital Disregard) (Amendment) Regulations 2024¹ [SS (IB Dis) (Amdt) Regs 2024], SI 2024/964. These changes take effect from 10.10.2024.

1 [SS \(IB Dis\) \(Amdt\) Regs 2024](#)

Background

1. These regulations¹ create a new disregard to allow certain payments from an estate of a deceased infected person to be disregarded.

1 [SS \(IB Dis\) \(Amdt\) Regs 2024](#)

2. The disregard applies to payments derived from a payment made from an approved blood scheme, or the Scottish Infected Blood Support Scheme to the estate of the person for having been infected.

Capital disregard

3. These regulations¹ provide that for UC, any payment out of the estate of a person, which derives from a payment made under or by

1. an approved blood scheme or
2. the Scottish Infected Blood Support Scheme

to the estate of the person as a result of that person having been infected from contaminated blood products is disregarded indefinitely.

1 [SS \(IB Dis\)\(Amdt\) Regs 2024](#), reg 2

Note: The disregard in respect of the Universal Credit Regulations 2013 is linked to the State Pension Credit Regulations 2002, and as a result these regulations do not make amendments to the Universal Credit Regulations 2013.

Example

Stephen is claiming UC. Stephen receives a payment of £20,000 from the estate of his late uncle. This money was originally paid directly to the estate of Stephen's uncle from an approved blood scheme as a result of being infected from contaminated blood products. As the payment from the estate of Stephen's uncle was derived from a payment made under an approved blood scheme, the DM decides that this payment can be disregarded indefinitely.

Annotations

Please annotate the number of this memo (ADM 09-24) against the following ADM paragraph [H2051](#)

Contacts

If you have any queries about this memo, please write to Decision Making and Appeals (DMA) Leeds, 3E zone E, Quarry House, Leeds. Existing arrangements for such referrals should be followed, as set out in – Memo [7/19](#) Requesting case guidance from DMA Leeds for all benefits.

DMA Leeds: October 2024