

# Welfare Reform Bill

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## LORDS AMENDMENTS IN LIEU

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[The page and line references are to HL Bill 75, the bill as first printed for the Lords.]

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### Clause 11

- 2** Page 5, line 2, after “credit” insert “, subject to subsection (3A),”

#### COMMONS DISAGREEMENT AND REASON

*The Commons disagree to Lords Amendment No. 2 for the following Reason –*

- 2A** *Because Lords Amendments Nos. 2 and 3 would alter the financial arrangements made by the Commons, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

- 3** Page 5, line 21, at end insert –

“(3A) In relation to a dwelling of which the landlord is a local housing authority or a registered provider of social housing, and no suitable alternative accommodation (as defined in regulations to be made under this section, and provided by any such provider) is available, regulations under this section shall not permit the housing cost element of the universal credit to be less than the actual amount of the liability in a case where a household has no more than one spare bedroom.”

#### COMMONS DISAGREEMENT AND REASON

*The Commons disagree to Lords Amendment No. 3 for the following Reason –*

- 3A** *Because Lords Amendments Nos. 2 and 3 would alter the financial arrangements made by the Commons, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

### Clause 68

- 26** Page 52, line 36, at end insert –

“(4) After subsection (7) insert –

“(7A) In relation to a dwelling of which the landlord is a local housing authority or a registered provider of social housing, and no alternative accommodation (as defined in regulations to be made under this section, and provided by any such provider) is available, regulations under this section shall not permit the AMHB to be less than the actual amount of the liability in a case where a household has no more than one spare bedroom.””

#### COMMONS DISAGREEMENT AND REASON

*The Commons disagree to Lords Amendment No. 26 for the following Reason –*

**26A** *Because it would alter the financial arrangements made by the Commons, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

#### LORDS NON-INSISTENCE AND AMENDMENTS IN LIEU

*The Lords do not insist on their Amendments 2, 3 and 26, but do propose Amendments 3B and 26B in lieu.*

#### Clause 11

**3B** Page 5, line 21, at end insert –

“(3A) In relation to a dwelling of which the landlord is a local housing authority or a registered provider of social housing, and no suitable alternative accommodation (as defined in regulations to be made under this section, and provided by any such provider) is available, regulations under this section shall not permit the housing cost element of the universal credit to be less than the actual amount of the liability in a case where a household has no more than one spare bedroom, and –

- (a) the claimant is subject to no work related requirements in accordance with the provisions of section 19;
- (b) the claimant, or a child or a young person for whom either or both the claimants is responsible, is in receipt of disability living allowance, or personal independence payment, or attendance allowance or an increase of disablement pension where constant attendance is required; or
- (c) the claimant is a war widow or widower; or
- (d) the claimant routinely provides foster care placements.

(3B) In subsection (3A), “claimant” means a single claimant or joint claimant.””

#### Clause 68

**26B** Page 52, line 36, at end insert –

“( ) In relation to a dwelling of which the landlord is a local housing authority or a registered provider of social housing, and no suitable alternative accommodation (as defined in regulations to be made under this section, and provided by any such provider) is available, regulations under this

section shall not permit the AMHB to be less than the actual amount of the liability in a case where a household has no more than one spare bedroom, and –

- (a) the claimant is subject to no work-related requirements in accordance with the provisions of section 11D of the Welfare Reform Act 2007;
- (b) the claimant, their partner or a child or a young person for whom the claimant (or their partner) is responsible, is in receipt of disability living allowance, or personal independence payment, or attendance allowance or an increase of disablement pension where constant attendance is required;
- (c) the claimant is a war widow or widower; or
- (d) the claimant or their partner routinely provides foster care placements.”

#### Clause 51

- 17** Page 36, line 19, leave out “365 days” and insert “a prescribed number of days which must be at least 730”

#### COMMONS DISAGREEMENT AND REASON

*The Commons disagree to Lords Amendment No. 17 for the following Reason –*

- 17A** *Because it would alter the financial arrangements made by the Commons, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

- 19** Page 36, line 30, at end insert –

“(2A) The period for which a person is entitled to a contributory allowance by virtue of the third condition set out in Part 1 of Schedule 1 (youth) shall not exceed a prescribed number of days which must be at least 730.”

#### COMMONS AGREEMENT WITH AMENDMENT

*The Commons agree to this Amendment with the following Amendment –*

- 19A** Line 4, leave out “a prescribed number of days which must be at least 730” and insert “365 days”

#### LORDS NON-INSISTENCE AND AMENDMENTS IN LIEU

*The Lords do not insist on their Amendment 17 and disagree to Commons Amendment 19A, but do propose Amendments 17B, 17C, 17D and 19B in lieu.*

#### Clause 51

- 17B** Page 36, line 19, leave out “365 days” and insert “the relevant maximum number of days”

- 17C** Page 36, line 21, at end insert –

- “( ) In subsection (1) the “relevant maximum number of days” is –
- (a) 365 days, or
  - (b) if the Secretary of State by order specifies a greater number of days, that number of days.”

**17D** Page 36, line 36, at end insert –

- “(1A) In section 25 of that Act (regulations) –
- (a) in the heading, after “regulations” there is inserted “and orders”;
  - (b) in subsection (1), after “regulations” there is inserted “or an order”.
- (1B) In section 26 of that Act (Parliamentary control), at the end there is inserted –
- “(3) A statutory instrument containing an order under section 1A shall be subject to annulment in pursuance of a resolution of either House of Parliament.””

*[As an amendment to Amendment 19]*

**19B** Line 4, leave out “a prescribed number of days which must be at least 730” and insert –

- “(a) 365 days, or
- (b) if the Secretary of State by order specifies a greater number of days, that number of days.”

### Clause 131

**73** Page 101, line 27, at end insert –

- “(3) In section 6 of the Child Maintenance and Other Payments Act 2008 (provision to allow charging of fees by the Commission), after subsection (2) there is inserted –
- “(2A) Nothing in regulations under subsection (1) shall impose a liability on a parent with care for the payment of fees to the Commission where that parent has taken reasonable steps to establish whether it is possible or appropriate to make a maintenance agreement (within the meaning of section 9 of the Child Support Act 1991), and where, having taken such reasonable steps, it is either not possible or not appropriate for the parent with care to do so.””

### COMMONS DISAGREEMENT AND REASON

*The Commons disagree to Lords Amendment No. 73 for the following Reason –*

**73A** *Because it would alter the financial arrangements made by the Commons, and the Commons do not offer any further Reason, trusting that this Reason may be deemed sufficient.*

### LORDS NON-INSISTENCE AND AMENDMENT IN LIEU

*The Lords do not insist on their Amendment 73, but do propose Amendment 73BA in lieu.*

**After Clause 139**

**73BA** Insert the following new Clause –

**“Fees**

In section 6 of the Child Maintenance and Other Payments Act 2008 (fees), in subsection (2) –

- (a) in paragraph (d), at the end there is inserted “(including provision for the apportionment of fees and the matters to be taken into account in determining an apportionment)”;
- (b) in paragraph (g), “waiver” is repealed;
- (c) after paragraph (g) there is inserted –
  - “(h) about waiver of fees (including the matters to be taken into account in determining a waiver).”

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LORDS AMENDMENTS IN LIEU TO  
THE  
**WELFARE REFORM BILL**

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