



Jersey

**INCOME SUPPORT (SPECIAL PAYMENTS)
(COLD WEATHER PAYMENTS) (JERSEY)
REGULATIONS 2008**

Official Consolidated Version

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Showing the law from 24 January 2024 to 30 September 2024



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INCOME SUPPORT (SPECIAL PAYMENTS) (COLD WEATHER PAYMENTS) (JERSEY) REGULATIONS 2008

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INCOME SUPPORT (SPECIAL PAYMENTS) (COLD WEATHER PAYMENTS) (JERSEY) REGULATIONS 2008

THE STATES, in pursuance of Articles 8 and 18 of the [Income Support \(Jersey\) Law 2007](#), have made the following Regulations –

Commencement [[see endnotes](#)]

1 Interpretation¹

In these Regulations –

“Law” means the [Income Support \(Jersey\) Law 2007](#);

“long term incapacity allowance” means the benefit described in Article 16 of the [Social Security \(Jersey\) Law 1974](#).

2 Special payments to meet heating costs

(1) A special payment may be made to defray the expenses of heating a dwelling for any month from and including the months of October to April that is a cold weather month to any household occupying that dwelling where a member of the household throughout that month –

- (a) was under the age of 3 years;
- (b) was over the age of 65 years;
- (c) met the criteria for the personal care element of the impairment component under paragraph 6(1)(c) of Schedule 1 to the [Income Support \(Jersey\) Regulations 2007](#);
- (d) was a child who met the criteria in Regulation 3(a) of the [Income Support \(Special Payments\) \(Child Personal Care\) \(Jersey\) Regulations 2014](#); or
- (e) was awarded long term incapacity allowance for total incapacitation assessed at a degree of 100%.²

(2) However, no payment may be made under this Regulation unless throughout that month the household concerned –

- (a) was in receipt of income support;

- (b) was entitled to a special component under Article 5(3)(a) of the Law or resided in the same dwelling as another household that was entitled to a special component under Article 5(3)(a) of the Law; and
 - (c) occupied a dwelling other than a hostel or lodgings.³
- (3) The amount of a special payment under this Regulation shall be calculated according to the formula –
- $$C \times \frac{T - 90}{450}$$
- where –
- C is calculated according to paragraph (4); and
- T is the aggregate, up to a maximum of 540, of the amount by which the average daily temperature of each day in that month falls below 15.5 degrees Celsius.⁴
- (4) C is –
- (a) for each cold weather month from October 2024 to April 2025 inclusive, £193.37 increased or decreased by the same percentage as that of the rise or fall in the fuel element of the Jersey Retail Prices Index published by Statistics Jersey (within the meaning of Article 2 of the [Statistics and Census \(Jersey\) Law 2018](#)) for the 12 months ending on 30th June 2024;
 - (b) for each subsequent cold weather month, the figure produced by increasing or decreasing the figure for the previous April by the same percentage as that of the rise or fall in the fuel element of the Jersey Retail Prices Index published by Statistics Jersey (within the meaning assigned by Article 2 of the [Statistics and Census \(Jersey\) Law 2018](#)) for the 12 months ending in the previous June.⁵
- (5) If a dwelling is occupied by 2 or more households entitled to a special payment under this Regulation –
- (a) only one special payment is payable in respect of the dwelling; and
 - (b) the special payment is divided equally between all the households entitled to it.
- (6) In this Regulation a month is a “cold weather month” if the aggregate of the amount by which the average daily temperature of each day in that month falls below 15.5 degrees Celsius exceeds 90.
- (7) The product of each formula in this Regulation shall be rounded up to the next whole penny.⁶

2A ⁷

2B Modification of Regulation 2 for purposes of special payments for months of October 2023 to April 2024⁸

- (1) This Regulation applies instead of Regulation 2 for the purposes of any special payment for the months of October 2023 to April 2024.⁹

- (2) A special payment may be made to defray the expenses of heating a dwelling for a month from October to March inclusive to a household occupying the dwelling if a member of the household throughout the month –
- (a) was under the age of 3 years;
 - (b) was over the age of 65 years;
 - (c) met the criteria for the personal care element of the impairment component under paragraph 6(1)(c) of Schedule 1 to the [Income Support \(Jersey\) Regulations 2007](#);
 - (d) was a child who met the criteria in Regulation 3(a) of the [Income Support \(Special Payments\) \(Child Personal Care\) \(Jersey\) Regulations 2014](#); or
 - (e) was awarded long term incapacity allowance for total incapacitation assessed at a degree of 100%.¹⁰
- (3) However, a special payment may be made only if throughout the month the household –
- (a) was in receipt of income support;
 - (b) was entitled to a special component under Article 5(3)(a) of the Law or resided in the same dwelling as another household that was entitled to a special component under Article 5(3)(a) of the Law; and
 - (c) occupied a dwelling other than a hostel or lodgings.
- (4) A special payment is £70.
- (5) If a dwelling is occupied by 2 or more households entitled to a special payment –
- (a) only one special payment is payable in respect of the dwelling; and
 - (b) the special payment is divided equally between all the households entitled to it.
- (5A) A special payment is not payable for the months of October, November and December 2023 if a household was entitled to the special payment only because a member of the household satisfied paragraph (2)(e).¹¹
- (6) This Regulation expires at the end of September 2024.¹²

3 Citation

These Regulations may be cited as the Income Support (Special Payments) (Cold Weather Payments) (Jersey) Regulations 2008.

ENDNOTES

Table of Legislation History

Legislation	Year and No	Commencement	°Projet No (where applicable)
Income Support (Special Payments) (Cold Weather Payments) (Jersey) Regulations 2008	R&O.7/2008	28 January 2008	P.181/2007
Income Support (Special Payments) (Cold Weather Payments) (Amendment) (Jersey) Regulations 2008	R&O.133/2008	1 January 2009	P.144/2008
Income Support (Special Payments) (Cold Weather Payments) (Amendment No. 2) (Jersey) Regulations 2014	R&O.151/2014	17 September 2014	P.137/2014
Statistics and Census (Jersey) Law 2018	L.8/2018	23 February 2018	P.106/2017
Cold Weather Bonus and Payments (Miscellaneous Amendments) (Jersey) Regulations 2022	R&O.89/2022	28 September 2022	P.84/2022
Cold Weather Bonus and Payments (Miscellaneous Amendments No. 2) (Jersey) Regulations 2023	R&O.75/2023	19 September 2023	P.55/2023
Cold Weather Bonus and Payments (Amendment – Extension of Eligibility) (Jersey) Regulations 2024	R&O.1/2024	24 January 2024	P.99/2023

°Projets available at statesassembly.gov.je

Table of Endnote References

- ¹ Regulation 1 text substituted by R&O.1/2024
- ² Regulation 2(1) amended by R&O.151/2014, R&O.1/2024
- ³ Regulation 2(2) amended by R&O.151/2014
- ⁴ Regulation 2(3) substituted by R&O.133/2008
- ⁵ Regulation 2(4) substituted by R&O.133/2008, amended by L.8/2018, R&O.89/2022, R&O.75/2023
- ⁶ Regulation 2(7) added by R&O.133/2008
- ⁷ Regulation 2A inserted by R&O.89/2022, expired at the end of 30 April 2023
- ⁸ Regulation 2B inserted by R&O.75/2023, heading substituted by R&O.1/2024
- ⁹ Regulation 2B(1) amended by R&O.1/2024
- ¹⁰ Regulation 2B(2) amended by R&O.1/2024

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- ¹¹ *Regulation 2B(5A)* *inserted by R&O.1/2024*
¹² *Regulation 2B(6)* *amended by R&O.1/2024*