

# Housing Benefit and Council Tax Benefit

## General Information Bulletin

Department for Work and Pensions, 1<sup>st</sup> Floor, Caxton House, Tothill Street, London, SW1H 9NA  
<http://www.dwp.gov.uk/housingbenefit/>

**HB/CTB G9/2010**

**7 June 2010**

<b>Contact</b>	Queries about the <ul style="list-style-type: none"><li>• <b>technical content of this bulletin</b>, contact details are given at the end of each article</li><li>• <b>distribution of this bulletin</b>, contact Corporate Document Services Ltd Orderline<ul style="list-style-type: none"><li>- Email: <a href="mailto:orderline@cds.co.uk">orderline@cds.co.uk</a></li></ul></li><li>• <b>bulletin in general</b>, contact Kath Murphy<ul style="list-style-type: none"><li>- Email: <a href="mailto:Kath.Murphy@dwp.gsi.gov.uk">Kath.Murphy@dwp.gsi.gov.uk</a></li></ul></li></ul>
<b>Who should read</b>	All Housing Benefit (HB) and Council Tax Benefit (CTB) staff
<b>Action</b>	For information

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## HB/CTB cases awaiting decision by the Upper Tribunal

- 1 Decision Making and Appeals (DMA) Leeds is aware of the following Housing Benefit/Council Tax Benefit (HB/CTB) cases that are awaiting decision by the Upper Tribunal (UT)
  - CH/15/09: Whether comprehensive sickness insurance is waived in the circumstance that a Swedish national has a sickness benefit exported under 1408/71
  - CH/2733/2009: HB disallowed on the grounds of capital before a decision was made on Pension Credit (PC). UT have asked if the tribunal erred in law by making a decision before the decision was made on the PC claim
  - CH/2823/2009: Local Housing Allowance (LHA). Disabled student – carer's room
  - CH/3000/09: Whether foster children are occupiers of the dwelling
  - CH/208/2010: Date of permanent residence in nursing home – HB overpayment – Tribunal's consideration of evidence
  - CH/247/10: Separated couple. Whether child is an occupier of claimant's dwelling
  - CH/322/10: Meaning of sheltered accommodation
  - CH/801/2010: Whether size criteria discriminate against disabled people
- 2 Thank you to those authorities that have let us know about cases they are appealing. Please notify us of cases at the point that the application for leave to appeal is made to the Upper Tribunal office, or the appeal is lodged following grant of leave by a First Tier Tribunal Judge. Please let us know if a case reference (CH/.. or CSH/..) has been allocated.

### Queries

- 3 If you have any queries about cases before the Upper Tribunal Judges or courts, please contact us by

email at [DMALEEDS.CUSTOMERSUPPORTSERVICES@DWP.GSI.GOV.UK](mailto:DMALEEDS.CUSTOMERSUPPORTSERVICES@DWP.GSI.GOV.UK)

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