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Young Individual

From Regulation 2 of the Housing Benefit Regulations 2006

"young individual" means a single claimant who has not attained the age of 35 years, but does not include such a claimant -

- a) whose landlord is a registered housing association;
- b) who has not attained the age of 22 years and has ceased to be the subject of a care order made pursuant to section 31(1)(a) of the Children Act 1989 which had previously been made in respect to him either -
  - i) after he attained the age of 16 years; or
  - ii) before he attained the age of 16 years, but had continued after he attained that age;
- c) who has not attained the age of 22 years and was formerly provided with accommodation under section 20 of the Children Act 1989;
- d) who has not attained the age of 22 years and has ceased to be subject to a supervision requirement by a children's hearing under section 70 of the Children (Scotland) Act 1995 ("the 1995 Act") made in respect of him which had continued after he attained the age of 16 years, other than a case where -
  - i) the ground of referral was based on the sole condition as to the need for compulsory measures of care specified in section 52(1)(i) of the 1995 Act (commission of offences by child); or
  - ii) he was required by virtue of the supervision requirement to reside with a parent or guardian of his within the meaning of the 1995 Act, or with a friend or relative of his or of his parent or guardian;
- e) who has not attained the age of 22 years and has ceased to be a child in relation to whom the parental rights and responsibilities were transferred to a local authority under a parental responsibilities order made in accordance with section 86 of the 1995 Act or treated as so vested in accordance with paragraph 3 of Schedule 3 to that Act or has ceased to be a child in relation to whom a Permanence Order under section 80 of the Adoption and Children (Scotland) Act 2007 has be made, or treated as being made., either -
  - i) after he attained the age of 16 years; or
  - ii) before he attained the age of 16 years, but had continued after he attained that age; or
- f) who has not attained the age of 22 years and has ceased to be provided with accommodation by a local authority under section 25 of the 1995 Act where he has previously been provided with accommodation by the authority under that provision either -
  - i) after he attained the age of 16 years; or
  - ii) before he attained the age of 16 years, but had continued to be in such accommodation after he attained that age; or
- g) who is a person who requires overnight care;
- h) who has attained the age of 25 years and to whom paragraph (1A), (1C) or both apply;
- i) who is a person who has not attained the age of 22 years and has ceased to be subject to a compulsory supervision order within the meaning of section 83 of the Children's Hearing (Scotland) Act 2011 ("the 2011 Act") which had continued after that person attained the age of 16 years, other than a case

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where -

- i) the section 67 ground (within the meaning of that Act) was based on the sole condition as to the need for compulsory measures of supervision specified in section 67(2)(j) (the child has committed an offence) of the 2001 Act; or
- ii) that person was required by virtue of the compulsory supervision order to reside with a parent or guardian of that person within the meaning of the 1995 Act, or with a friend or relative of that person or of that person's parent or guardian; or

- j) who is a qualifying parent or carer;