

ADDITIONAL RESPONSE

Personal Details

Name:

Address:

National Insurance Number:

Tribunals Service Reference:

Benefit:

Additional Information:

The Secretary of State has received the Directions Notice issued by the Tribunal on 23 January 2018.

1. The Secretary of State has noted the Directions and will address these in the order in which they were submitted by the Tribunal.
2. The Commissioner's Decision supplied by Mrs Marchionne relates to a different Social Security Benefit and there are two crucial points to consider.
3. The Commissioner's Decision refers to Schedule 3A of the Social Security (Decision and Appeals Regulations) 1999 where the case currently before the Tribunal comes under Schedule 3B.
4. The case quoted by the appellant relates to a set of circumstances that the Commissioner stated was initiated by the Decision Maker and as such was more properly appropriate to Regulation 7bb of the Social Security and Child Support (Decisions and Appeals) Regulations 1999.
5. However, in this case the circumstances that led to the decision under appeal relate to Regulation 7b(i) or (ii) depending how the appellant is paid Pension Credit.
6. Therefore, the additional evidence submitted by the appellant is not relevant to this case.



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Response to the Tribunals Service from the Pensions Dispute Resolution Team

Prepared by: Mrs Sharon J Wilson

Date: 26 February 2018

