

## 2011 No. 1707

### SOCIAL SECURITY

#### Social Security (Miscellaneous Amendments) (No. 2) Regulations 2011

<i>Made</i> - - - -	<i>12th July 2011</i>
<i>Laid before Parliament</i>	<i>14th July 2011</i>
<i>Coming into force</i>	<i>5th August 2011</i>

The Secretary of State for Work and Pensions makes the following Regulations in exercise of the powers conferred by sections 123(1)(a), 136(3) and (5)(a) and (b), 137(1) and 175(1), (3) and (4) of the Social Security Contributions and Benefits Act 1992(a), sections 17A(1) and (5)(b), 19(8)(b) and (10)(c), 35(1) and 36(2) and (4) of the Jobseekers Act 1995(b), and sections 17(1) and (3)(a) and (b), 24(1) and 25(2) and (3) of the Welfare Reform Act 2007(c).

In accordance with section 173(1)(b) of the Social Security Administration Act 1992(d), the Secretary of State has obtained the agreement of the Social Security Advisory Committee that proposals in respect of these Regulations should not be referred to it.

#### Citation and commencement

1. These Regulations may be cited as the Social Security (Miscellaneous Amendments) (No. 2) Regulations 2011 and shall come into force on 5th August 2011.

[Regulation 2 amends regulations 73 & 75 of S.I. 1996/207.]

[Regulation 3 amends regulation 2 & inserts regulation 5A into S.I. 2011/917.]

[Regulation 4 makes various consequential amendments to S.I. 1987/1967 and 2008/794.]

Signed by authority of the Secretary of State for Work and Pensions.

12th July 2011  
Steve Webb  
Minister of State  
Department for Work and Pensions

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- (a) 1992 c. 4. Section 123(1) was amended by section 103 of, and Schedule 9 to, the Local Government Finance Act 1992 (c. 14), and by section 60 of, and Schedule 6 to, the Tax Credits Act 2002 (c.21). Section 137(1) is an interpretation provision and is cited because of the meaning given to the word “prescribed”. Section 175(1) and (4) were amended by section 2 of, and paragraph 29(1) and (2) of Schedule 3 to, the Social Security Contributions (Transfer of Functions, etc.) Act 1999 (c. 2).
- (b) 1995 c. 18. Section 17A was inserted by section 1 of the Welfare Reform Act 2009 (c. 24). Section 35(1) is an interpretation provision and is cited because of the meaning given to the words “prescribed” and “regulations”. Section 36(4) was amended by paragraph 63 of Schedule 3 to the Social Security Contributions (Transfer of Functions, etc.) Act 1999.
- (c) 2007 c. 5. Section 24(1) is an interpretation provision and is cited because of the meaning given to the words “prescribed” and “regulations”.
- (d) 1992 c. 5.

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations amend a number of different regulations relating to employment programmes and training schemes.

Regulation 2 amends the Jobseeker's Allowance Regulations 1996 to extend the maximum period for which the Work Experience employment programme can run from 8 weeks to 12 weeks where during the course of the Work Experience an apprenticeship is offered to and accepted by a participant and to ensure that 16 and 17 year olds who participate in Work Experience are not sanctioned for failing to participate.

Regulation 3 amends the Jobseeker's Allowance (Employment, Skills and Enterprise Scheme) Regulations 2011 to provide that claimants participating on the New Enterprise Allowance initiative, under the Scheme, are not required to meet the jobseeker's allowance eligibility criteria of having to actively seek employment, and to provide that claimants who are full-time students participating in the Scheme are not required to fulfil the jobseeker's allowance eligibility criteria of having to be available for employment.

Regulation 4 amends the Income Support (General) Regulations 1987 and the Employment and Support Allowance Regulations 2008 to provide that expenses paid to participants in the Employment, Skills and Enterprise Scheme or the Mandatory Work Activity Scheme are disregarded when calculating their partner's entitlement to income support or employment and support allowance.

A full impact assessment has not been published for this instrument as it has no impact on the private sector and civil society organisations.