

**1999 No. 3087**

**SOCIAL SECURITY**

**The Jobseeker's Allowance (Amendment) (No. 2)**  
**Regulations 1999**

*Made - - - - - 16th November 1999*  
*Coming into force 30th November 1999*

Whereas a draft of these Regulations was laid before Parliament in accordance with section 37(2) of the Jobseekers Act 1995(a) and approved by resolution of each House of Parliament;

Now, therefore, the Secretary of State for Education and Employment, in exercise of the powers conferred by sections 6(2) and (4), 7(4), 35(1)(b) and 36(2) of the Jobseekers Act 1995, and of all other powers enabling him in that behalf, and after agreement by the Social Security Advisory Committee that proposals in respect of these Regulations should not be referred to it(c), hereby makes the following Regulations:

**Citation, commencement and interpretation**

**1.**—(1) These Regulations may be cited as the Jobseeker's Allowance (Amendment) (No. 2) Regulations 1999 and shall come into force on the fourteenth day after the day on which they are made.

(2) In these Regulations, "the Jobseeker's Allowance Regulations" means the Jobseeker's Allowance Regulations 1996(d).

[Regulations 2, 3, 4 and 5 amend regulations 11(3), 14(1), 18A(1) and 19(1) respectively of S.I. 1996/207.]

16th November 1999  
*Tessa Jowell*  
Minister of State,  
Department for Education and Employment

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(a) 1995 c. 18.  
(b) Section 35(1) is an interpretation provision and is cited because of the meaning ascribed to the words "prescribed" and "regulations".  
(c) See sections 170 and 173(1)(b) of the Social Security Administration Act 1992 (c. 5); paragraph 67 of Schedule 2 to the Jobseekers Act 1995 added that Act to the list of "relevant enactments" in respect of which regulations must normally be referred to the Committee.  
(d) S.I. 1996/207; relevant amending instruments are S.I. 1996/517, 1997/563, 1998/1274.

**EXPLANATORY NOTE**

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

These Regulations amend the Jobseeker's Allowance Regulations 1996.

Regulation 2 amends the definition of "training" in regulation 11 of the Jobseeker's Allowance Regulations to reflect the fact that training that was formerly provided by a Training and Enterprise Council may now in some cases be provided by a Chamber of Commerce, Training and Enterprise.

Regulation 3 treats as available for employment a person whose time for claiming a jobseeker's allowance has been extended in certain circumstances from the usual time (the first day of the period in respect of which the claim is made) by a direction of the Secretary of State. Those circumstances are that the claimant was previously in receipt of incapacity benefit or income support as a result of incapacity, that notification of expiry of that benefit was not sent to the claimant before the date that his entitlement expired, and that the claimant is available for employment (or is treated as such) on the day he claims a jobseeker's allowance.

Regulations 4 and 5 treat as actively seeking employment a person who is treated as available for employment under regulation 3, and a person who has recently been discharged from detention and is treated as available for employment under regulation 14(1)(h) of the Jobseeker's Allowance Regulations 1996.