
Changes to legislation: Jobseekers Act 1995, Cross Heading: The Social Security Contributions and Benefits Act 1992 (c.4) is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 2

CONSEQUENTIAL AMENDMENTS

The Social Security Contributions and Benefits Act 1992 (c.4)

- 22 In section 22 of the Benefits Act (earnings factors), in subsections (2)(a) and (5), after “entitlement to” insert, in each case, “a contribution-based jobseeker’s allowance or to”.
- 23 In section 61 of the Benefits Act (exclusion of increase of benefit for failure to satisfy contribution condition), for subsection (2) substitute—
- “(2) Where a person is entitled to short-term incapacity benefit at a rate determined under section 30B(3) above and the retirement pension by reference to which the rate of the benefit is determined—
- (a) would have been payable only by virtue of section 60 above, and
- (b) would, in consequence of a failure to satisfy a contribution condition, have contained no basic pension,
- the benefit shall not be increased under section 47(1) above or under Part IV below on account of a child or an adult”.

24 ^{F1}

Textual Amendments

F1 Sch. 2 para. 24 repealed (12.1.2010 with effect as mentioned in s. 58(2)(b) of the repealing act) by [Welfare Reform Act 2009 \(c. 24\)](#), ss. 58(1), 61(2), [Sch. 7 Pt. 2](#)

25 ^{F2}

Textual Amendments

F2 Sch. 2 para. 25 repealed (6.4.2010) by [Pensions Act 2007 \(c. 22\)](#), ss. 27(2)(4)(b), 30(1)(d), [Sch. 7 Pt. 2](#) (with s. 4(5))

- 26 In section 87 of the Benefits Act (rate of increase where associated retirement pension is attributable to reduced contributions), for subsection (1)(a) substitute—
- “(a) is entitled to short-term incapacity benefit under section 30A(2)(b) above; and”.

- 27 In section 91 of the Benefits Act (effect of trade disputes on entitlement to dependency increases), for subsection (2) substitute—
- “(2) A person falls within this subsection if—

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- (a) he is prevented from being entitled to a jobseeker’s allowance by section 14 of the Jobseekers Act 1995 (trade disputes); or
 - (b) he would be so prevented if he were otherwise entitled to that benefit.”
- 28 In section 116 (application to Her Majesty’s forces), in subsection (2), for the words following “provide” substitute—
- (a) the amounts payable on account of those contributions by the Secretary of State and the time and manner of payment, and
 - (b) the deduction (if any) to be made on account of those contributions from the pay of those persons.”
- 29 In section 122(1) of the Benefits Act (interpretation of Parts I to VI of that Act), after the definition of “contract of service” insert—
- ““contribution-based jobseeker’s allowance” has the same meaning as in the Jobseekers Act 1995;”
- 30 (1) Section 124 of the Benefits Act (entitlement to income support) is amended as follows.
- (2) For subsection (1)(a) substitute—
 - “(a) he is of or over the age of 16;”.
 - (3) Omit “and” at the end of subsection (1)(c).
 - (4) For subsection (1)(d) substitute—
 - “(d) except in such circumstances as may be prescribed, he is not receiving relevant education;”.
 - (5) In subsection (1), after paragraph (d) insert—
 - “(e) he falls within a prescribed category of person; and
 - (f) he is not entitled to a jobseeker’s allowance and, if he is a member of a married or unmarried couple, the other member of the couple is not entitled to an income-based jobseeker’s allowance.”

Commencement Information

- II** [Sch. 2 para. 30](#) wholly in force at 7.10.1996; [Sch. 2 para. 30](#) not in force at Royal Assent, see [s. 41\(2\)](#); [Sch. 2 para. 30\(5\)](#) in force (12.12.1995) for the purpose of authorising the making of regulations by [S.I. 1995/3228, art. 2\(b\)](#), [Sch.](#); [Sch. 2 para. 30](#) in force (7.10.1996) in so far as not already in force by [S.I. 1996/2208, art. 2\(b\)](#)

- 31 In section 126 of the Benefits Act (income support: trade disputes)—
- (a) in subsection (1)(a), for “is disqualified under section 27 above for receiving unemployment benefit” substitute “is prevented from being entitled to a jobseeker’s allowance by section 14 of the Jobseekers Act 1995 (trade disputes)”; and
 - (b) in subsection (1)(b), for “disqualified” substitute “prevented”.

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32 In section 127 of the Benefits Act (effect of return to work), for “disqualified for receiving unemployment benefit” substitute “prevented from being entitled to a jobseeker’s allowance”.

33 F3

Textual Amendments

F3 Sch 2 para. 33 repealed (8.4.2003) by Tax Credits Act 2002 (c. 21), ss. 60, 61, Sch. 6; S.I. 2003/962, art. 2(4)(e), Sch. 2

34 F4

Textual Amendments

F4 Sch 2 para. 34 repealed (8.4.2003) by Tax Credits Act 2002 (c. 21), ss. 60, 61, Sch. 6; S.I. 2003/962, art. 2(4)(e), Sch. 2

35 (1) Section 137 of the Benefits Act (interpretation of Part VII and supplementary provisions) is amended as follows.

(2) In subsection (1), after the definition of “family” insert—

““income-based jobseeker’s allowance” has the same meaning as in the Jobseekers Act 1995;”.

(3) In subsection (2), for paragraph (d) substitute—

“(d) as to circumstances in which a person is or is not to be treated as engaged or normally engaged in remunerative work;”.

36 (1) Schedule 7 to the Benefits Act (industrial injuries benefits) is amended as follows.

(2) In paragraph 3(10), for “it has for the purposes of unemployment benefit” substitute “a jobseeking period and any period linked to such a period has for the purposes of the Jobseekers Act 1995.”.

(3) For paragraph 13(10) substitute—

“(10) “Day of interruption of employment” means a day which forms part of—

- (a) a jobseeking period (as defined by the Jobseekers Act 1995), or
- (b) a linked period (as defined by that Act).”.

37 In Schedule 13 to the Benefits Act (relationship of statutory maternity pay with benefits and other payments), for paragraph 1 substitute—

“1 Except as may be prescribed, a day which falls within the maternity pay period shall not be treated as a day of incapacity for work for the purposes of determining, for this Act, whether it forms part of a period of incapacity for work for the purposes of incapacity benefit.”.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied (with modifications) by [S.I. 2010/875 reg. 16Sch. 2](#) (This amendment not applied to [legislation.gov.uk](#). Amending S.I. revoked (27.8.2010) by SI 2010/1906, reg. 2 without ever being in force.)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 1(1A) substituted for s. 1(2)-(2D) by [2009 c. 24 s. 4\(2\)\(a\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 4(2)(a) repealed (8.5.2012) by 2012 c. 5, s. 150(3), Sch. 14 Pt. 2 without ever being in force.)
- s. 1(2)(za) inserted by [2012 c. 5 s. 61\(2\)](#)
- s. 1(3A) inserted by [2012 c. 5 s. 61\(3\)](#)
- s. 2(3C)(e) and word repealed by [2012 c. 5 Sch. 14 Pt. 1](#)
- s. 3(1A) inserted by [2009 c. 24 Sch. 1 para. 10\(3\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force)
- s. 3(1A) inserted by [2009 c. 24 Sch. 1 para. 10\(3\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force)
- s. 3(1A)(a) word repealed by [2009 c. 24 Sch. 7 Pt. 1](#)
- s. 9(4A) amendment to earlier affecting provision 2009 c. 24 s. 31(1) by [2012 c. 5 Sch. 7 para. 15\(2\)\(b\)](#)
- s. 9(4A) inserted by [2009 c. 24 s. 31\(1\)](#)
- s. 9(4A) inserted by [2009 c. 24 s. 31\(1\)](#)
- s. 14(2A) inserted by [2009 c. 24 Sch. 1 para. 15\(4\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- s. 15(1)(1A) substituted for s. 15(1) by [2009 c. 24 Sch. 1 para. 16\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- s. 15(1)(1A) substituted for s. 15(1) by [2009 c. 24 Sch. 1 para. 16\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- s. 15A(1A) inserted by [2009 c. 24 Sch. 1 para. 17\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- s. 15B inserted by [2009 c. 24 Sch. 1 para. 18](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- s. 18A18B inserted by [2009 c. 24 Sch. 1 para. 4](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- s. 18C18D inserted by [2009 c. 24 Sch. 1 para. 5](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- s. 20C20D inserted by [2009 c. 24 s. 25\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 25 repealed (22.10.2012) by 2012 c. 5, Sch. 14 Pt. 3; S.I. 2012/2530, art. 2(2)(g) without ever being in force.)

- s. 20C20D inserted by [2009 c. 24 s. 25\(2\)](#) (This amendment not applied to legislation.gov.uk. S. 25 repealed (22.10.2012) by 2012 c. 5, Sch. 14 Pt. 3; S.I. 2012/2530, art. 2(2)(g) without ever being in force.)
- s. 20C(7) words substituted by [2009 c. 24 Sch. 1 para. 19\(b\)](#) (This amendment not applied to legislation.gov.uk. Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- s. 20D(6)(b) and word omitted by [2012 c. 10 Sch. 24 para. 13](#)
- Sch. 1 para. 14B inserted by [2009 c. 24 s. 30\(1\)](#)
- Sch. 1 para. 14(2) inserted by [2009 c. 24 Sch. 1 para. 23\(5\)\(b\)](#) (This amendment not applied to legislation.gov.uk. Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- Sch. 1 para. 14A inserted by [2009 c. 24 Sch. 1 para. 23\(6\)](#) (This amendment not applied to legislation.gov.uk. Sch. 1 repealed (8.5.2012) by 2012 c. 5, s. 150(2)(k), Sch. 14 Pt. 2 without ever being in force.)
- Sch. 1 para. 14B inserted by [2009 c. 24 s. 30\(1\)](#)
- Sch. 1 para. 8ZA inserted by [2012 c. 5 s. 61\(4\)](#)