



Childcare Payments Act 2014

2014 CHAPTER 28

Conditions of eligibility

11 Neither the person nor his or her partner may be claiming universal credit

- (1) A person meets the condition of eligibility in this section if, at the date of the declaration—
 - (a) universal credit is not payable to the person in respect of any relevant assessment period (see subsection (2)), and
 - (b) there is no subsisting claim that would result in universal credit becoming payable to the person in respect of a relevant assessment period.
- (2) In subsection (1) “relevant assessment period”, in relation to a declaration of eligibility, means any assessment period (within the meaning of the relevant legislation) that includes—
 - (a) the date of the declaration, or
 - (b) the whole or any part of the entitlement period for which the declaration is made.
- (3) For the purposes of subsection (1) universal credit is payable to a person in respect of a relevant assessment period if it would be so payable but for the reduction of the award of universal credit to nil under the relevant legislation.
- (4) In the case of a declaration of eligibility made for the purposes of opening a childcare account, the reference in subsection (2) to the entitlement period for which the declaration is made is to be read as a reference to the period of 3 months beginning with the date of the declaration.
- (5) Regulations may specify other circumstances in which a person is to be treated as meeting, or not meeting, the condition of eligibility in this section.
- (6) In this section “the relevant legislation” means—
 - (a) Part 1 of the Welfare Reform Act 2012, or
 - (b) any provision made for Northern Ireland which corresponds to that Part of that Act.

Changes to legislation: There are currently no known outstanding effects for the Childcare Payments Act 2014, Section 11. (See end of Document for details)

Modifications etc. (not altering text)

- C1** S. 11 applied (with modifications) (5.3.2015) by [The Childcare Payments \(Eligibility\) Regulations 2015 \(S.I. 2015/448\)](#), regs. 1, 16

Commencement Information

- I1** S. 11 partly in force at Royal Assent; s. 11 in force for specified purposes at Royal Assent, see s. 75(1)(c)
- I2** S. 11 in force at 14.11.2016 for the purposes of the trial by S.I. 2016/1083, [reg. 2\(b\)](#)
- I3** S. 11 in force at 21.4.2017 for specified purposes by S.I. 2017/578, [reg. 2](#)
- I4** S. 11 in force at 16.5.2017 so far as not already in force in respect of those recruited to participate in the trial by S.I. 2017/578, [reg. 4](#)
- I5** S. 11 in force at 14.7.2017 for specified purposes by S.I. 2017/750, [reg. 2\(1\)\(2\)\(c\)](#)
- I6** S. 11 in force at 24.11.2017 for specified purposes by S.I. 2017/1116, [reg. 2](#)
- I7** S. 11 in force at 15.1.2018 for specified purposes by S.I. 2018/27, [reg. 2\(1\)\(3\)\(4\)](#)
- I8** S. 11 in force at 14.2.2018 in so far as not already in force by S.I. 2018/27, [reg. 2\(2\)\(3\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Childcare Payments Act 2014, Section 11.