

SCHEDULE 2

Transitional and savings provisions

PART 1

Employment and Support Allowance: transitional and savings provisions

Transitional and savings provisions: General

1.—(1) The amendments made by regulations 2 and 3, paragraphs 1 to 9 of Schedule 1 and by section 15(1) to (3) of the Welfare Reform and Work Act 2016 (which amend sections 2 and 4 of the Welfare Reform Act 2007) do not apply where any of the circumstances in paragraphs 2 to 7 apply.

(2) In this Part—

“assessment phase” has the same meaning as in the Welfare Reform Act 2007(1);

“ [F¹claim] ” means F²... a claim for an employment and support allowance [F³made] in accordance with regulations 4ZC, 4G, 4H and 4I of the Social Security (Claims and Payments) Regulations 1987(2) or regulations 13 to 17 of the Universal Credit, Personal Independence Payment, Jobseeker’s Allowance and Employment and Support Allowance (Claims and Payments) Regulations 2013(3);

“employment and support allowance” means an allowance under Part 1 of the Welfare Reform Act 2007;

“ESA Regulations 2008” means the Employment and Support Allowance Regulations 2008(4);

“ESA Regulations 2013” means the Employment and Support Allowance Regulations 2013(5).

Textual Amendments

- F1** Words in Sch. 2 para. 1(2) substituted (23.6.2017) by [The Employment and Support Allowance \(Miscellaneous Amendments and Transitional and Savings Provision\) Regulations 2017 \(S.I. 2017/581\)](#), regs. 1, **9(a)(i)**
- F2** Word in Sch. 2 para. 1(2) omitted (23.6.2017) by virtue of [The Employment and Support Allowance \(Miscellaneous Amendments and Transitional and Savings Provision\) Regulations 2017 \(S.I. 2017/581\)](#), regs. 1, **9(a)(ii)**
- F3** Word in Sch. 2 para. 1(2) inserted (23.6.2017) by [The Employment and Support Allowance \(Miscellaneous Amendments and Transitional and Savings Provision\) Regulations 2017 \(S.I. 2017/581\)](#), regs. 1, **9(a)(iii)**

(1) 2007 c.5.

(2) S.I. 1987/1968; relevant amending instruments are S.I. 1997/793, 2003/492, 2003/2800 and 2008/1554.

(3) S.I. 2013/380.

(4) S.I. 2008/794; relevant amending instruments are S.I. 2010/840, 2012/919, 2013/2536 and 2015/339.

(5) S.I. 2013/379, amended by S.I. 2015/339.

Changes to legislation:

There are currently no known outstanding effects for the The Employment and Support Allowance and Universal Credit (Miscellaneous Amendments and Transitional and Savings Provisions) Regulations 2017, Paragraph 1.