STATUTORY INSTRUMENTS

2017 No. 987

SOCIAL SECURITY

The Social Security (Qualifying Young Persons Participating in Relevant Training Schemes) (Amendment) Regulations 2017

Made - - - -	*11th October 2017*
Laid before Parliament	*16th October 2017*
Coming into force - -	*6th November 2017*

The Secretary of State for Work and Pensions makes the following Regulations in exercise of the powers conferred by sections 6(4), 7(4), 35(1) and 36(4)(a) and paragraph 14(b) of Schedule 1 to the Jobseekers Act 1995(**1**), section 24(1) and paragraph 6(4)(a) and (5) of Schedule 1 to the Welfare Reform Act 2007(**2**) and sections 4(6)(b), 15(2), 17(4), 19(2)(d), 25, 40 and 42(2) and (3) of the Welfare Reform Act 2012(**3**).

In accordance with section 173(1)(b) of the Social Security Administration Act 1992(**4**), the Social Security Advisory Committee has agreed that the proposals for these regulations need not be referred to it.

Citation and Commencement

1. These Regulations may be cited as the Social Security (Qualifying Young Persons Participating in Relevant Training Schemes) (Amendment) Regulations 2017 and come into force on 6th November 2017.

Amendment of the Jobseeker's Allowance Regulations 1996

2. In regulation 1(3) of the Jobseeker's Allowance Regulations 1996 (interpretation)(**5**), in paragraph (a)(ii) of the definition of "traineeship" for "Skills Funding" substitute "Education and Skills Funding".

(**1**) 1995 c. 18. Section 35(1) is cited for the meaning of "prescribed" and "regulations". There are amendments to sections 35(1) and 36(4) which are not relevant to these regulations.
(**2**) 2007 c. 5. Section 24(1) is cited for the meaning of "prescribed" and "regulations". There are amendments to section 24(1) which are not relevant to these regulations.
(**3**) 2012 c. 5. Section 40 is cited for the meaning of "prescribed".
(**4**) 1992 c. 5.
(**5**) S.I. 1996/207. The definition of "traineeship" was inserted by regulation 2(2) of the Social Security (Traineeships and Qualifying Young Persons) Amendment Regulations 2015/336. There are other amendments to regulation 1(3) which are not relevant to these regulations.

Amendment of the Employment and Support Allowance Regulations 2008

3.—(1) The Employment and Support Allowance Regulations 2008(**6**) are amended as follows.

(2) In regulation 2(1) (interpretation)(**7**), in the appropriate place insert—

""traineeship" means a course which—

(a) is funded (in whole or in part) by, or under arrangements made by, the—

(i) Secretary of State under section 14 of the Education Act 2002, or

(ii) Chief Executive of Education and Skills Funding;

(b) lasts for no more than 6 months;

(c) includes training to help prepare the participant for work and a work experience placement, and

(d) is open to persons who on the first day of the course have reached the age of 16 but not the age of 25;".

(3) In regulation 14 (meaning of education)(**8**), after paragraph (2A) insert—

"(2B) Paragraph (2) does not apply to a traineeship.".

(4) In regulation 15 (claimants to be treated as receiving education)—

(a) regulation 15 becomes paragraph (1) of that regulation;

(b) in paragraph (1) after the words "regulation 18" insert "and paragraph (2)";

(c) after paragraph (1) insert—

"(2) A qualifying young person is not to be treated as receiving education if they are participating in a traineeship.".

Amendment of the Universal Credit Regulations 2013

4.—(1) The Universal Credit Regulations 2013(**9**) are amended as follows.

(2) In regulation 12 of (meaning of "receiving education")(**10**)—

(a) in paragraph (1A) for "traineeship" substitute "relevant training scheme";

(b) in paragraph (1B)—

(i) before the definition of "traineeship" insert —

""relevant training scheme" means—

(a) a traineeship, or

(b) a course or scheme which—

(i) comprises education or training designed to assist a claimant to gain the skills needed to obtain paid work (or more paid work or better-paid work);

(ii) is attended by a claimant falling within section 22 of the Act as a work preparation requirement or as voluntary work preparation, and

(iii) the claimant has been referred to by the Secretary of State;";

(**6**) S.I. 2008/794.
(**7**) There are amendments to regulation 2(1) which are not relevant to these regulations.
(**8**) Regulation 14(2A) was inserted by regulation 20(3) of the Social Security (Miscellaneous Amendments) Regulations 2012/757.
(**9**) S.I. 2013/376.
(**10**) Regulation 12 was amended by regulation 4 of the Social Security (Traineeships and Qualifying Young Persons) Amendment Regulations 2015/336.