STATUTORY RULES OF NORTHERN IRELAND

2017 No. 50

SOCIAL SECURITY

The Employment and Support Allowance (Exempt Work & Hardship Amounts) (Amendment) Regulations (Northern Ireland) 2017

Made - - - -	*13th March 2017*
Laid before Parliament	*14th March 2017*
Coming into operation	*3rd April 2017*

The Secretary of State for Work and Pensions makes the following Regulations in exercise of the powers conferred by sections 167D and 167G(2) and 171(3) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**1**), sections 16A(1), 22 and 24(1) of, and paragraph 10 of Schedule 2 to, the Welfare Reform Act (Northern Ireland) 2007(**2**).

These powers are exercisable by the Secretary of State by virtue of Article 4(1)(b) of the Welfare Reform (Northern Ireland) Order 2015(**3**).

PART 1

Introduction

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Employment and Support Allowance (Exempt Work & Hardship Amounts) (Amendment) Regulations (Northern Ireland) 2017.

(2) This regulation and regulations 2 to 4 come into operation on 3rd April 2017.

(3) Regulation 5 comes into operation immediately after the coming into operation of the Universal Credit Regulations (Northern Ireland) 2016(**4**).

(**1**) 1992 c. 7. Sections 167D and 167G were inserted by Article 8(1) of the Social Security (Incapacity for Work) (Northern Ireland) Order 1994 (S.I. 1994/1898 (N.I. 12)). Section 167G(2) is cited for the meaning of "prescribed".

(**2**) 2007 c. 2 (N.I.). Section 16A(1) was inserted by Article 62 of the Welfare Reform (Northern Ireland) Order 2015 (S.I. 2015/2006 (N.I. 1)). Section 24(1) is cited for the meaning of "prescribed" and "regulations". There are amendments to section 24(1) which are not relevant to this instrument.

(**3**) S.I. 2015/2006 (N.I. 1).

(**4**) S.R. 2016 No. 216.

(4) The Interpretation Act (Northern Ireland) 1954(**5**) shall apply to these Regulations as it applies to an Act of the Assembly.

PART 2

Exempt Work Amendments

Amendment of the Social Security (Incapacity for Work) (General) Regulations (Northern Ireland) 1995

2. In regulation 17 of the Social Security (Incapacity for Work) (General) Regulations (Northern Ireland) 1995 (exempt work)(**6**)—

(a) in paragraph (4) omit from ", and which—" to the end;

(b) in paragraph (8) omit the definitions of "relevant benefit" and "specified work"; and

(c) omit paragraph (9).

Amendment of the Employment and Support Allowance Regulations (Northern Ireland) 2008

3. In regulation 45 of the Employment and Support Allowance Regulations (Northern Ireland) 2008 (exempt work)(**7**)—

(a) in paragraph (4) omit from ", and which—" to the end;

(b) omit paragraph (4A); and

(c) in paragraph (10) omit the definitions of "relevant benefit" and "specified work".

Amendment of the Employment and Support Allowance Regulations (Northern Ireland) 2016

4. In regulation 39 of the Employment and Support Allowance Regulations (Northern Ireland) 2016 (exempt work)(**8**)—

(a) in paragraph (1)(c) omit from ", and which is done" to the end;

(b) in paragraph (6) omit the definitions of "relevant benefit" and "work period"; and

(c) omit paragraph (7).

(**5**) 1954 c. 33 (N.I.).

(**6**) S.R. 1995 No. 41. Regulation 17 was substituted by regulation 2(4) of S.R. 2006 No. 150. Paragraph 4 was amended by regulation 6(4)(b) of SR 2010 No. 200 and regulation 6(4)(a) of S.R. 2011 No. 135. Paragraph 8 was amended by regulation 6(4)(b) of S.R. 2011 No. 135. Paragraph 9 was inserted by regulation 6(4)(c) of S.R. 2010 No. 200.

(**7**) S.R. 2008 No. 280. Paragraph 4 was amended by regulation 9(10)(b) of S.R. 2010 No. 200, regulation 14(4)(b) of S.R. 2011 No. 135 and regulation 11(21)(a) of S.R. 2013 No. 246. Paragraph 4A was inserted by regulation 11(21)(b) of S.R. 2013 No. 246.

(**8**) S.R. 2016 No. 219.