STATUTORY RULES OF NORTHERN IRELAND

2002 No. 275

HOUSING; RATES; SOCIAL SECURITY

The Social Security (Employment Programme Amendment) Regulations (Northern Ireland) 2002

Made - - - -	*6th September 2002*
Coming into operation	*14th October 2002*

The Department for Social Development, in exercise of the powers conferred by sections 122(1)(a) and (d), 132(3) and (4)(b), 171(1), (3) and (4) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**1**) and Articles 14(1) and (4)(b), 21(10)(c) and 36(2) of, and paragraph 3(b) of Schedule 1 to, the Jobseekers (Northern Ireland) Order 1995(**2**), and now vested in it(**3**), and of all other powers enabling it in that behalf, with the consent of the Department of Finance and Personnel(**4**) in so far as regulation 4 is concerned, and after agreement by the Social Security Advisory Committee that proposals in respect of that regulation should not be referred to it(**5**), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Employment Programme Amendment) Regulations (Northern Ireland) 2002 and shall come into operation on the 14th October 2002.

(2) The Interpretation Act (Northern Ireland) 1954(**6**) shall apply to these Regulations as it applies to an Act of the Assembly.

Amendment of the Jobseeker's Allowance Regulations

2.—(1) The Jobseeker's Allowance Regulations (Northern Ireland) 1996(**7**) shall be amended in accordance with paragraphs (2) to (6).

(**1**) 1992 c. 7
(**2**) S.I. 1995/2705 (N.I. 15)
(**3**) *See* Article 8(b) of S.R. 1999 No. 481
(**4**) *See* section 171(6A) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992 as inserted by Article 3(3) of the Social Security (Amendment) (Northern Ireland) Order 1993 (S.I. 1993/1579 (N.I. 8)); *see* also Article 6(b) of S.R. 1999 No. 481
(**5**) *See* section 150(1)(b) of the Social Security Administration (Northern Ireland) Act 1992 (c. 8)
(**6**) 1954 c. 33 (N.I.)
(**7**) S.R. 1996 No. 198; relevant amending Regulations are S.R. 1997 No. 541, S.R. 1998 No. 182 and S.R. 2001 No. 151

(2) In regulation 1(2) (interpretation) for paragraph (a) of the definition of "self-employment route"(**8**) there shall be substituted the following paragraph –

"(a) the Self-Employed Employment Option of the New Deal which is specified in regulation 75(1)(a)(i); or".

(3) In regulation 48(2)(f)(i)(**9**) (linking periods) before "Employment Option" the words "Self-Employed" shall be inserted.

(4) In regulation 75(1)(a)(**10**) (interpretation) for head (i)(**11**) (Employment Option of the New Deal) there shall be substituted the following head –

"(i) the Self-Employed Employment Option of the New Deal, being a programme which lasts for any individual for up to 26 weeks and which includes for that individual assistance in pursuing self-employed earner's employment;".

(5) After paragraph 58(**12**) of Schedule 6 (sums to be disregarded in the calculation of income other than earnings) the following paragraph shall be inserted –

"**58A.** Any mandatory top-up payment made to a person pursuant to section 1 of the Employment and Training Act (Northern Ireland) 1950 in respect of that person's participation in a training scheme specified in regulation 75(1)(b)(ii) (Full-Time Education and Training Option of the New Deal).".

(6) After paragraph 43(**13**) of Schedule 7 (capital to be disregarded) the following paragraph shall be inserted –

"**43A.** Any mandatory top-up payment made to a person pursuant to section 1 of the Employment and Training Act (Northern Ireland) 1950 in respect of that person's participation in a training scheme specified in regulation 75(1)(b)(ii) (Full-Time Education and Training Option of the New Deal) but only for the period of 52 weeks from the date of receipt of the payment.".

Amendment of the Income Support (General) Regulations

3.—(1) The Income Support (General) Regulations (Northern Ireland) 1987(**14**) shall be amended in accordance with paragraphs (2) to (4) –

(2) In regulation 2(1) (interpretation) for paragraph (a) of the definition of "self-employment route"(**15**) there shall be substituted the following paragraph –

"(a) the Self-Employed Employment Option of the New Deal which is specified in regulation 75(1)(a)(i) of the Jobseeker's Allowance Regulations (Northern Ireland) 1996; or".

(3) After paragraph 60(**16**) of Schedule 9 (sums to be disregarded in the calculation of income other than earnings) the following paragraph shall be inserted –

"**60A.** Any mandatory top-up payment made to a person pursuant to section 1 of the Employment and Training Act (Northern Ireland) 1950 in respect of that person's participation in a training scheme specified in regulation 75(1)(b)(ii) of the Jobseeker's

(**8**) The definition of "self-employment route" was inserted by regulation 2(b) of S.R. 2001 No. 151
(**9**) Sub-paragraph (f) was added by regulation 4 of S.R. 1997 No. 541
(**10**) Regulation 75 was substituted by regulation 8 of S.R. 1997 No. 541
(**11**) Head (i) was substituted by Regulation 4(2) of S.R. 1998 No. 182
(**12**) Paragraph 58 was substituted by regulation 10(b) of S.R. 2001 No. 151
(**13**) Paragraph 43 was substituted by regulation 11 of S.R. 2001 No. 151
(**14**) S.R. 1987 No. 459; relevant amending Regulations are S.R. 2001 No. 151
(**15**) The definition of "self-employment route" was inserted by regulation 13(2)(b) of S.R. 2001 No. 151
(**16**) Paragraph 60 was substituted by regulation 13(13)(b) of S.R. 2001 No. 151