



EXCEPTIONAL NEEDS GRANTS AND BUDGETING LOANS (AMENDMENT) REGULATIONS 2015

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Social Security Contributions and Benefits Act 1992

EXCEPTIONAL NEEDS GRANTS AND BUDGETING LOANS (AMENDMENT) REGULATIONS 2015

Approved by Tynwald: 22 July 2015
Coming into Operation: 9 August 2015

The Treasury makes the following Regulations under sections 140A(1) and (3)¹, 140C and 175 of the Social Security Contributions and Benefits Act 1992² as it has effect in the Island³.

1 Title

These Regulations are the Exceptional Needs Grants and Budgeting Loans (Amendment) Regulations 2015.

2 Commencement

If approved by Tynwald, these Regulations come into operation on 9 August 2015⁴.

3 SD 791/03 amended

- (1) Regulation 11 of the Income Support and Jobseeker's Allowance (Exceptional Needs Grants and Budgeting Loans) Regulations 2003⁵ is amended as follows.
- (2) In paragraph (4) for "paragraph (5)" substitute **63** paragraphs (5) to (7) **62**.
- (3) In paragraph (5) for "Where" substitute **63** Subject to paragraphs (6) and (7), if **62**.
- (4) After paragraph (5) add —

¹ Sections 140A to 140C inserted by SD 789/03.

² 1992 c.4.

³ See SD 505/94.

⁴ Tynwald approval is required by section 176 of the Social Security Contributions and Benefits Act 1992 as it has effect in the Island.

⁵ SD 791/03.

- 66(6) This paragraph applies to a claimant (C) if C's entitlement to a jobseeker's allowance ceases in accordance with regulation 25 of the Jobseeker's Allowance Regulations⁶ (entitlement ceasing on a failure to comply).
- (7) If paragraph (6) applies to C, in determining the period for which an amount is payable under this regulation there shall be disregarded the period of 14 days beginning—
- (a) on the day on which C was required to attend, if regulation 25(1)(a) or (b) of the Jobseeker's Allowance Regulations applies to C; or
 - (b) on the day on which C ought to have provided the signed declaration, if regulation 25(1)(c) of those Regulations applies to C. 67.

MADE 17TH JUNE 2015

W E TEARE
Minister for the Treasury

⁶ Regulation 25 amended by S.I. 1999/530 (see SD 204/00), S.I. 2000/1978 (see SD 41/01), S.I. 2000/2194 (see SD 198/01) and S.I. 2010/509 (see SD 956/10).

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend regulation 11 of the Income Support and Jobseeker's Allowance (Exceptional Needs Grants and Budgeting Loans) Regulations 2003 ("the 2003 Regulations"). Under that regulation a person may qualify for an exceptional needs grant ("a benefit start-up payment") whilst awaiting an initial payment of income-based jobseeker's allowance or income support under their claim for benefit or a decision on such a claim by an adjudication officer.

The amendments made to regulation 11 of the 2003 Regulations modify the period for which a benefit start-up payment is payable if the person's entitlement to a jobseeker's allowance has ceased in accordance with regulation 25 of the Jobseeker's Allowance Regulations 1996 (as they have effect in the Island). Under regulation 25 a person's entitlement to jobseeker's allowance ends if, in accordance with that regulation, they fail to attend at a specified place, date and time to provide information about their jobseeking, etc. ("signing on") and do not contact an employment officer in the following 5 working days to show good cause for their failure. Entitlement can also end if the person does not provide a signed declaration about their jobseeking as required and does not contact an employment officer in the following 5 working days to show good cause for their failure.

The amendments made provide that in determining the period for which a benefit start-up payment is payable there shall be disregarded the period of 14 days beginning on the day the person was required to attend or to provide the signed declaration required.