
STATUTORY RULES OF NORTHERN IRELAND

2010 No. 346

**The Social Security (Contribution Conditions for
Jobseeker's Allowance and Employment and Support
Allowance) Regulations (Northern Ireland) 2010**

Citation and commencement

1. These Regulations may be cited as the Social Security (Contribution Conditions for Jobseeker's Allowance and Employment and Support Allowance) Regulations (Northern Ireland) 2010 and come into operation on 1st November 2010.

Amendment of the Jobseeker's Allowance Regulations

2. In Part III of the Jobseeker's Allowance Regulations (Northern Ireland) 1996⁽¹⁾ (other conditions of entitlement), before regulation 46 (waiting days) insert—

“The contribution-based conditions and relevant earnings

45A.—(1) A claimant's relevant earnings for the purposes of Article 4(2)(of the Order⁽²⁾) (the contribution-based conditions) are the total amount of the claimant's earnings at the lower earnings limit for the base year.

(2) For the purposes of paragraph (1), earnings which exceed the lower earnings limit are to be disregarded.”.

Amendment of the Employment and Support Allowance Regulations

3.—(1) The Employment and Support Allowance Regulations (Northern Ireland) 2008⁽³⁾ are amended in accordance with paragraphs (2) and (3).

(2) In Part 3 (conditions of entitlement – contributory allowance), before regulation 8 (relaxation of first contribution condition) insert—

“Conditions relating to national insurance and relevant earnings

7A.—(1) A claimant's relevant earnings for the purposes of paragraph 1(2)(of Schedule 1 to the Act⁽⁴⁾) (employment and support allowance: conditions relating to national insurance) are the total amount of the claimant's earnings at the lower earnings limit for the base tax year.

(2) For the purposes of paragraph (1), earnings which exceed the lower earnings limit are to be disregarded.”.

(3) For sub-paragraph (b) of regulation 8(1) substitute—

“(b) the claimant has—

(1) S.R. 1996 No. 198

(2) Article 4(2)(b) was substituted by section 11(2) of the Welfare Reform Act (Northern Ireland) 2010

(3) S.R. 2008 No. 280

(4) Paragraph 1(2) was substituted by section 12(4) of the Welfare Reform Act (Northern Ireland) 2010

- (i) earnings at the lower earnings limit in that tax year on which primary Class 1 contributions have been paid or treated as paid which in total, and disregarding any earnings which exceed the lower earnings limit for that year, are not less than that limit multiplied by 26, or
- (ii) an earnings factor in that tax year derived from Class 2 contributions multiplied by 26.”.

Sealed with the Official Seal of the Department for Social Development on 11th October 2010

(L.S.)

Anne McCleary
A senior officer of the Department for Social
Development