
STATUTORY RULES OF NORTHERN IRELAND

2012 No. 380

**The Social Security (Habitual Residence)
(Amendment) Regulations (Northern Ireland) 2012**

Amendment of the Jobseeker's Allowance Regulations

3. In regulation 85A(3) of the Jobseeker's Allowance Regulations (Northern Ireland) 1996⁽¹⁾ (special cases: supplemental – persons from abroad)—

(a) after sub-paragraph (a) omit “or” and insert the following sub-paragraph—

“(aa) regulation 15A(1) of those Regulations, but only in a case where the right exists under that regulation because the claimant satisfies the criteria in regulation 15A(4A) of those Regulations;”;

(b) at the end of sub-paragraph (b) add “; or” and the following sub-paragraph—

“(c) Article 20 of the Treaty on the Functioning of the European Union (in a case where the right to reside arises because a British citizen would otherwise be deprived of the genuine enjoyment of the substance of their rights as a European Union citizen).”.

⁽¹⁾ S.R. 1996 No. 198; regulation 85A was inserted by regulation 4(3) of S.R. 2006 No. 178 and amended by regulation 4 of S.R. 2006 No. 379, regulation 3 of S.R. 2006 No. 523, regulation 3 of S.R. 2009 No. 68 and regulation 10(5) of S.R. 2011 No. 357