

SCHEDULE 1

Employment and Support Allowance: amendments to secondary
legislation consequential on removal of work-related activity component

Amendment of the Social Fund (Cold Weather Payments) (General) Regulations (Northern Ireland) 1988

2.—(1) The Social Fund (Cold Weather Payments) (General) Regulations (Northern Ireland) 1988⁽¹⁾ are amended in accordance with paragraphs (2) and (3).

(2) In regulation 1(2) (interpretation) after the definition of “mean daily temperature” insert—

““member of the support group” means a claimant who has or is treated as having limited capability for work-related activity under Part 6 of the Employment and Support Allowance Regulations (Northern Ireland) 2008;

“member of the work-related activity group” means a claimant who has or is treated as having limited capability for work under Part 5 of the Employment and Support Allowance Regulations (Northern Ireland) 2008 other than by virtue of regulation 30 of those regulations;”.

(3) In regulation 1A(3)(e) (prescribed description of persons)—

(a) for “, P’s applicable amount includes” substitute “and”;

(b) in head (i) before “one or more” insert “P’s applicable amount includes”; and

(c) for head (ii) substitute—

“(ii) P is a member of the work-related activity group or is a member of the support group;”.

(1) S.R. 1988 No. 368; relevant amending Regulation is S.R. 2010 No. 344