
DRAFT STATUTORY INSTRUMENTS

2010 No.

The Jobseeker's Allowance (Work for Your Benefit Pilot Scheme) Regulations 2010

PART 2

SELECTION FOR AND PARTICIPATION IN THE WORK FOR YOUR BENEFIT PILOT SCHEME

Selection on sampling basis for participation in the Scheme

3.—(1) An officer of the Secretary of State may select a claimant (“C”) on a sampling basis for participation in the Scheme if the following conditions are met.

(2) The first condition is that C is aged at least 18.

(3) The second condition is that C is ordinarily resident in a pilot area or the address for payment of C’s jobseeker’s allowance is located within such an area.

(4) The third condition is that C has participated in the Flexible New Deal for a total of at least 12 months.

(5) The fourth condition is that C has not already completed 26 weeks’ participation in the Scheme.

Selection for early entry to the Scheme

4.—(1) An officer of the Secretary of State may select a claimant (“C”) otherwise than on a sampling basis for participation in the Scheme if the following conditions are met.

(2) The first condition is that C is aged at least 18.

(3) The second condition is that C is ordinarily resident in a pilot area or the address for payment of C’s jobseeker’s allowance is located within such an area.

(4) The third condition is that C is not a lone parent within the meaning of regulation 1(3) (citation, commencement and interpretation) of the Jobseeker’s Allowance Regulations.

(5) The fourth condition is that C has been in receipt of a jobseeker’s allowance for a total of at least 6 months but less than 12 months.

Requirement to participate in the Scheme and notification

5.—(1) Subject to regulation 6, a claimant (“C”) selected in accordance with regulation 3 or 4 is required to participate in the Scheme where C is given or sent a notice in writing by an officer of the Secretary of State stating that C is required to do so.

(2) Subject to regulation 6, C is required to participate in the Scheme for a total of 26 weeks, beginning with the day specified in the notice.

(3) The notice must specify that if C fails to participate in the Scheme, C’s jobseeker’s allowance could cease to be payable or could be payable at a lower rate.

(4) Where C participated in the Scheme on a previous occasion for less than 26 weeks, C is to be treated as having completed so much of the Scheme as is equal to the period of C's previous participation.

Circumstances in which requirement to participate in the Scheme does not apply or ceases to apply

6.—(1) A claimant who is not (apart from these Regulations) required to meet the jobseeking conditions is not required to participate in the Scheme⁽¹⁾.

(2) A requirement to participate in the Scheme ceases to apply to a person ("P") where—

- (a) the Secretary of State is satisfied that P no longer resides in a pilot area or the address for payment of P's jobseeker's allowance is no longer within such an area;
- (b) P ceases to be entitled to a jobseeker's allowance on or after the first day on which P was required to participate in the Scheme and 13 or more weeks have elapsed beginning with the relevant day applicable in P's case and ending with the day on which P again becomes entitled to a jobseeker's allowance; or
- (c) the Secretary of State decides for other reasons that P is no longer required to participate in the Scheme.

(3) The Secretary of State must notify P in writing that P is no longer required to participate in the Scheme.

(4) The requirement ceases to apply on the day specified by the Secretary of State in the notification.

(5) In paragraph (2), the "relevant day" means—

- (a) the last day on which P participated in the Scheme, or
- (b) if P failed to participate in the Scheme, the first day on which P was due to participate.

(1) See section 17A(10) of the Act for the meaning of the "jobseeking conditions".