STATUTORY INSTRUMENTS

# 1989 No. 872

# The Social Security (Unemployment, Sickness and Invalidity Benefit) Amendment Regulations 1989

**Amendment of the Social Security (Unemployment, Sickness and Invalidity Benefit) Regulations 1983**

**2.**—(1) The Social Security (Unemployment, Sickness and Invalidity Benefit) Regulations 1983(**1**) shall be amended in accordance with the following provisions of this regulation.

(2) In regulation 1(2) (citation, commencement and interpretation) after the definition of "preserved board" there shall be inserted the following definition–

> ""training course" includes any arrangements made by the Secretary of State pursuant to section 2(1) of the Employment and Training Act 1973(**2**) by way of courses of training, instruction or rehabilitation for the purpose of assisting persons to select, train for, obtain and retain employment;"(**3**).

(3) In regulation 7(4) (days not to be treated as days of unemployment or incapacity for work) for the words "where such award" to the end, there shall be substituted the words "so long as such an award remains upaid and the employer is, or subsequently becomes, insolvent within the meaning of section 127(**4**) of that Act.".

(4) In regulation 7A(1) (days deemed to be days of entitlement to sickness benefit) for paragraph (c) there shall be substituted the following paragraph–

"(c) the first day of that period of interruption of employment–

(i) falls within a period of 57 days immediately following the last day upon which an employer was liable to make to him a payment of statutory sick pay in that period of entitlement, or

(ii) is a day of unemployment and falls before the commencement of that period of entitlement.".

(5) For paragraph (2) of regulation 15 (reckoning periods of interruption of employment as a result of certain regular treatment) there shall be substituted the following paragraph–

"(2) The cases referred to in paragraph (1) are those where the days of incapacity for work in question result from–

(a) regular weekly treatment by way of haemodialysis for chronic renal failure or peritoneal dialysis for chronic renal failure, or

(b) treatment by way of plasmapheresis, chemotherapy with cytotoxic drugs or radiotheraphy.".

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(**1**) S.I.1983/1598, to which the relevant amendments are the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), section 25 and Schedule 8, paragraph 1(3)(a), S.I. 1986/484 and S.I. 1988/1674.

(**2**) 1973 c. 50; a new subsection (2) was substituted by section 25 of the Employment Act 1988 (c. 19).

(**3**) The words "training course" appear in regulation 7(1)(f ) of the Social Security (Unemployment, Sickness and Invalidity Benefit) Regulations 1983.

(**4**) Section 127 of the Employment Protection (Consolidation) Act 1978 (c. 44) was amended by section 235 of and Schedule 8 to the Insolvency Act 1985 (c. 65) and section 438 of and Schedule 14 to the Insolvency Act 1986 (c. 45).