STATUTORY INSTRUMENTS

1996 No. 193

The Social Security (Back to Work Bonus) Regulations 1996

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Back to Work Bonus) Regulations 1996 and shall come into force on 7th October 1996.

(2) In these Regulations—

"the Act" means the Jobseekers Act 1995;

"applicant" means the person claiming the bonus;

"bonus" means a back to work bonus;

"bonus period" means a period beginning on the first day of entitlement to a qualifying benefit in a period of entitlement to a qualifying benefit which falls after the waiting period and ends on the last day of that period of entitlement;

"claim" means a claim made in accordance with regulation 23;

"couple" means a married or an unmarried couple;

"earnings" means any earnings which are paid within the bonus period and which—

(a) where the qualifying benefit is income support, are net earnings or net profit within the meaning of regulation 2 of the Income Support Regulations or are treated as earnings in accordance with regulation 42(5) or (6) of the Income Support Regulations, or

(b) where the qualifying benefit is a jobseeker's allowance, are earnings for the purposes of the Act by virtue of section 35(3) or are treated as earnings in accordance with regulations made under section 12(4)(a) (income and capital);

"the Income Support Regulations" means the Income Support (General) Regulations 1987(**1**);

"employment" includes any trade, business, profession, office or vocation;

"partner" means where the person—

(a) is a member of a married or unmarried couple, the other member of that couple;

(b) is married polygamously to two or more members of his household, any such member;

"pensionable age" has the meaning it has in section 122(1) of the Benefits Act;

"period of entitlement to a qualifying benefit" shall be construed in accordance with regulations 2 and 3;

"training" means training for which a training allowance is payable;

"training allowance" means an allowance (whether by way of periodical grants or otherwise) payable—

(a) out of public funds by a Government department or by or on behalf of the Secretary of State for Education and Employment, Scottish Enterprise or Highlands and Islands Enterprise; and

(b) to a person for his maintenance or in respect of a member of his family; and

(**1**) S.I. 1987/1967.

(c) for the period, or part of the period, during which he is following a course of training or instruction provided by, or in pursuance of arrangements made with, that department or approved by that department in relation to him or so provided or approved by or on behalf of the Secretary of State for Education and Employment, Scottish Enterprise or Highlands and Islands Enterprise,

but it does not include an allowance paid by any Government department to or in respect of a person by reason of the fact that he is following a course of full-time education, other than under arrangements made under section 2 of the Employment and Training Act 1973(**2**), or is training as a teacher;

"waiting period" means the period of 91 consecutive days to which regulation 6 refers;

"week" means a period of 7 days;

"work condition" has the meaning it has in regulation 7(2)(b).

(3) For the purposes of these Regulations the qualifying benefits are a jobseeker's allowance and income support.

(4) In these Regulations, unless the context otherwise requires, a reference—

(a) to a numbered section is to the section of the Act bearing that number;

(b) to a numbered regulation is to the regulation in these Regulations bearing that number;

(c) in a regulation to a numbered paragraph is to the paragraph in that regulation bearing that number;

(d) in a paragraph to a lettered or numbered sub-paragraph is to the sub-paragraph in that paragraph bearing that letter or number.

(**2**) 1973 c. 50.