## STATUTORY INSTRUMENTS

## 2001 No. 1029

## The Social Security Amendment (New Deal) Regulations 2001

## Prescribed period for the purposes of sections 19(2) and 20A(3) of the Jobseekers Act 1995

- **4.** In regulation 69 of the Jobseeker's Allowance Regulations(1)—
  - (a) in paragraph (1)(a), for the words "sub-paragraph (b) or (c)" there shall be substituted the words "sub-paragraph (b), (c) or (d)";
  - (b) in paragraph (1)(b)(ii)(aa), after the words "New Deal options" there shall be inserted the words "or the Intensive Activity Period specified in regulation 75(1)(a)(iv)";
  - (c) in paragraph (1)(b)(ii)(bb) for the word "and" at the end of the paragraph there shall be substituted the word "or";
  - (d) after paragraph (1)(b)(ii)(bb) there shall be added the following sub-head—
    - "(cc) where the determination in (i) above relates to the Intensive Activity Period specified in regulation 75(1)(a)(iv), on a previous occasion the jobseeker's allowance was determined not to be payable to him in circumstances falling within section 19(5) or section 20A(2)(a) to (c) that relate to any Intensive Activity Period specified in regulation 75(1)(a)(iv), and";
  - (e) after paragraph (1)(c) there shall be added the following sub-paragraph—
    - "(d) 26 weeks in any case (other than a case where a jobseeker's allowance is determined not to be payable in circumstances relating to the employment programme known as "Gateway to Work" specified in regulation 75(1)(a)(i)(bb)) in which—
      - (i) a jobseeker's allowance is determined not to be payable to the claimant in circumstances falling within section 19(5) or section 20A(2)(a) to (c) and the determination relates to an act or omission arising after this regulation comes into force in respect of the Intensive Activity Period specified in regulation 75(1)(a)(iv); and
      - (ii) on two or more previous occasions a jobseeker's allowance has been determined not to be payable to the claimant in circumstances falling within section 19(5) or section 20A(2)(a) to (c) and each such determination relates to any Intensive Activity Period specified in regulation 75(1)(a)(iv); and
      - (iii) no more than 12 months have elapsed between the beginning of the day on which the determination mentioned in (d)(i) above is made and the beginning of the first day on which a jobseeker's allowance was not payable to the claimant as a result of the determination which most recently preceded it whether the preceding determination is either—
        - (aa) a determination falling within sub-paragraph (b)(i) to which the circumstances in paragraph (b)(ii)(cc) apply; or
        - (bb) itself an earlier determination falling within sub-paragraph (d)(i).";

- (f) in paragraph (3)—
  - (i) after "(1)(c)" there shall be inserted the words "or (d)";
  - (ii) in sub-paragraph (c), after the words "New Deal options" there shall be inserted the words "or the Intensive Activity Period specified in regulation 75(1)(a)(iv)";
- (g) in paragraph (4)(a)(i)—
  - (i) after the words "Secretary of State" there shall be added the word "either";
  - (ii) after the words "New Deal options" there shall be added the words "or the day on which the claimant is or was no longer required to participate in the Intensive Activity Period specified in regulation 75(1)(a)(iv)".