
DRAFT STATUTORY RULES OF NORTHERN IRELAND

2016 No.

The Welfare Supplementary Payment (Loss of Disability-Related Premiums) Regulations (Northern Ireland) 2016

PART 3

Welfare Supplementary Payment for loss of Disability-Related Premium on transition from Disability Living Allowance to Personal Independence Payment (Jobseeker's Allowance claimants)

Eligibility

11.—(1) A person is entitled to welfare supplementary payment under this Part if the person meets—

- (a) the JSA entitlement condition,
- (b) the disability-related premium entitlement condition,
- (c) the PIP refusal condition, and
- (d) the termination of disability-related premium condition.

(2) The JSA entitlement condition is that the person is in receipt of jobseeker's allowance under the Jobseekers (Northern Ireland) Order 1995⁽¹⁾ on the transition date.

(3) The disability-related premium entitlement condition is that the person is in receipt of disability-related premium on the transition date.

(4) In this Part disability-related premium means—

- (a) disability premium under paragraph 13,
- (b) severe disability premium under paragraph 15, or
- (c) enhanced disability premium under paragraph 15A,

of Schedule 1 to the Jobseeker's Allowance Regulations (Northern Ireland) 1996⁽²⁾.

(5) The PIP refusal condition is that following a transitional assessment determination, the person is refused personal independence payment, or the component of personal independence payment, that is a condition for entitlement to disability-related premium.

(6) The termination of disability-related premium condition is that, in consequence of the PIP refusal condition, the decision of the Department to award disability-related premium is superseded by a decision to not award disability-related premium.

(1) S.I. 1995/2705 (N.I. 15)

(2) S.R. 1996 No. 198; relevant amending instruments are S.R. 2000 No. 74, S.R. 2000 No. 367, S.R. 2002 No. 80, S.R. 2002 No. 323, S.R. 2007 No. 154, S.R. 2010 No. 103, S.R. 2011 No. 135, S.R. No. 291, S.R. 2011 No. 357, S.I. 2013/3021 and S.R. 2014 No. 275