STATUTORY RULES OF NORTHERN IRELAND

2016 No. 221

The Universal Credit, Personal Independence Payment, Jobseeker's Allowance and Employment and Support Allowance (Decisions and Appeals) Regulations (Northern Ireland) 2016

PART 6

Termination

Termination in the case of entitlement to alternative benefits

47.—(1) This paragraph applies where an award of a jobseeker's allowance ("the existing benefit") exists in favour of a person and, if that award did not exist and a claim were made by that person for an employment and support allowance ("the alternative benefit"), an award of the alternative benefit would be made on that claim.

(2) This paragraph applies where an award of an employment and support allowance ("the existing benefit") exists in favour of a person and, if that award did not exist and a claim were made by that person for a jobseeker's allowance ("the alternative benefit"), an award of the alternative benefit would be made on that claim.

(3) In a case where paragraph (1) or (2) applies, if a claim for the alternative benefit is made, the Department may bring to an end the award of the existing benefit if it is satisfied that an award of the alternative benefit will be made.

(4) Where the Department brings an award of the existing benefit to an end under paragraph (3), it must end the award on the day immediately preceding the first day on which an award of the alternative benefit takes effect.

(5) Where an award of a jobseeker's allowance is made in accordance with this regulation, paragraph 4 of Schedule 1 to the Jobseekers Order (waiting days) does not apply.

(6) Where an award of an employment and support allowance is made in accordance with this regulation, paragraph 2 of Schedule 2 to the 2007 Act (waiting days) does not apply.

Changes to legislation:
There are currently no known outstanding effects for the The Universal Credit, Personal Independence Payment, Jobseeker's Allowance and Employment and Support Allowance (Decisions and Appeals) Regulations (Northern Ireland) 2016, Section 47.