

Draft Order laid before Parliament under paragraph 2(a) of Schedule 2 to the Human Rights Act 1998, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2019 No.

SOCIAL SECURITY

**The Jobseekers (Back to Work Schemes)
Act 2013 (Remedial) Order 2019**

Made - - - - *******
Coming into force - - *******

The Jobseekers (Back to Work Schemes) Act 2013⁽¹⁾ has been declared⁽²⁾ under section 4 of the Human Rights Act 1998⁽³⁾ to be incompatible with a Convention right⁽⁴⁾.

The Secretary of State considers that there are compelling reasons for proceeding by way of remedial order⁽⁵⁾ to make such amendments to the Jobseekers (Back to Work Schemes) Act 2013 as she considers necessary to remove the incompatibility.

In accordance with paragraph 2(a) of Schedule 2 to the Human Rights Act 1998, a draft of this instrument was laid before Parliament and was approved by resolution of each House of Parliament, a document containing a draft of this instrument having previously been laid before Parliament in accordance with paragraph 3(1)(a) of that Schedule.

Accordingly, the Secretary of State makes the following Order in exercise of the powers conferred by section 10(2) of, and paragraph 1(1), (2) and (3) of Schedule 2 to, the Human Rights Act 1998.

(1) 2013 c. 17.

(2) By the Court of Appeal in the case of *R (on the application of Reilly and another) v Secretary of State for Work & Pensions; Jeffrey and another v Secretary of State for Work Pensions* [2016] EWCA Civ 413.

(3) 1998 c. 42.

(4) See section 1 of the Human Rights Act 1998 for the definition of “the Convention rights” and section 21(1) of that Act for the definition of “the Convention”.

(5) See section 21(1) of the Human Rights Act 1998 for the definition of “remedial order”.