
STATUTORY INSTRUMENTS

1987 No. 1967

The Income Support (General) Regulations 1987

PART II

CONDITIONS OF ENTITLEMENT

Persons not required to be available for employment

8.—(1) A person, other than one to whom regulation 10(1)(h) applies (circumstances in which a person is to be treated as available for employment), to whom any paragraph of Schedule 1 (persons not required to be available for employment) applies in any week shall not be required to be available for employment in that week.

(2) A person, other than one to whom regulation 10(1)(h) applies, to whom none of the provisions of Schedule 1 other than paragraph 5 applies, shall, where—

- (a) a medical practitioner to whom the question of that person's incapacity for work by reason of some disease or bodily or mental disablement has been referred under regulation 8 of the Social Security (Adjudication) Regulations 1986 ^{F1} (medical references) is of the opinion that the person is not so incapable; and
- (b) that person's medical practitioner continues to supply evidence of his incapacity for work in accordance with regulation 2 of the Social Security (Medical Evidence) Regulations 1976 ^{F2} (evidence of incapacity for work); and
- (c) that person has made and is pursuing an appeal against the determination of an adjudication officer that he is not so incapable; and
- (d) that person, were he required to be available for employment, would not be treated as so available under regulation 9(1) (persons treated as available for employment),

not be required to be available for employment pending the determination of his appeal.

[^{F3}(3) A person, other than one to whom regulation 10(1)(h) applies, to whom none of the provisions of Schedule 1 applies, shall, for any period when—

- (a) he would, were he required to be available for employment, not be treated as so available under regulation 9(1); and
- (b) the adjudication officer is satisfied that, unless income Support is paid, the claimant or a member of his family (if any) will suffer hardship,

not be required to be available for employment.]

Textual Amendments

F1 [S.I. 1986/2218](#), to which there are no relevant amending instruments.

F2 [S.I. 1976/615](#); the relevant amending instruments are [S.I. 1982/699](#) and 1987/409.

F3 Reg. 8(3) added (11.4.1988) by [The Income Support \(General\) Amendment Regulations 1988 \(S.I. 1988/663\)](#), regs. 1(1), 6

Status: Point in time view as at 11/04/1988. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the The
Income Support (General) Regulations 1987, Section 8. (See end of Document for details)

Commencement Information

II Reg. 8 in force at 11.4.1988, see reg. 1

Status:

Point in time view as at 11/04/1988. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the The Income Support (General) Regulations 1987, Section 8.