
STATUTORY INSTRUMENTS

2008 No. 2428

The Employment and Support Allowance
(Miscellaneous Amendments) Regulations 2008

PART 1

General amendments of the principal Regulations

Amendment of Part 11 of the principal Regulations

9.—(1) In regulation 144 (waiting days)—

(a) in paragraph (2)(a) for “or statutory sick pay” substitute “, statutory sick pay or a maternity allowance”; and

(b) at the end of paragraph (2)(c) add—

“, or

(d) the claimant is the other member of a couple to whom regulation 4I(2) of the Social Security (Claims and Payments) Regulations 1987⁽¹⁾ applies and the former claimant was not entitled to an employment and support allowance in respect of 3 days at the beginning of the period of limited capability for work which relates to the former claimant’s entitlement.”.

(2) In regulation 146 (advance awards), in paragraph (3)(b) for “29”, substitute “30”.

(3) In regulation 156(5)(d) and (6)(g) (circumstances in which a person is to be treated as being or not being a member of the household) for “Adoption Agencies Regulations 1983” substitute “Adoption and Children Act 2002⁽²⁾”.

(1) S.I.1987/1968. Regulation 4I(2) was inserted by S.I. 2008/1554.

(2) 2002 c. 38.