
STATUTORY INSTRUMENTS

2009 No. 1541

The Social Security (Incapacity Benefit Work-focused Interviews) (Amendment) Regulations 2009

The Social Security (Jobcentre Plus Interviews) Regulations 2002: amendment, saving and transitional provision

3.—(1) The 2002 Regulations are amended as follows.

(2) In regulation 16(2) (revocations and transitional provision), for “, is both a relevant person and entitled to a specified benefit for the purposes of those Regulations” substitute—

“—

- (a) is a relevant person for the purposes of those Regulations,
- (b) is entitled to income support, and
- (c) does not fall within paragraph 7, 24 or 25 of Schedule 1B to the Income Support (General) Regulations 1987(1) (prescribed categories of person)”.

(3) Regulation 12 (failure to take part in an interview) of the 2000 Regulations and regulation 11 (failure to take part in an interview) of the 2001 Regulations (as saved by regulation 16(2) of the 2002 Regulations) continue to have effect as if the amendment set out in paragraph (2) above had not been made in respect of a person who immediately before 26th October 2009 is—

- (a) entitled to a specified benefit as defined in the principal Regulations, and
- (b) subject to the consequences specified in regulation 12 of the 2000 Regulations or regulation 11 of the 2001 Regulations.

(4) Any other provisions of the 2000 Regulations and the 2001 Regulations (as saved by regulation 16(2) of the 2002 Regulations, but disregarding the amendment in paragraph (2) above) continue to have effect insofar as it is necessary to give full effect to paragraph (3) above.

(5) For the purposes of regulation 9(8), (9) and (11) (consequences of failure to take part in a work-focused interview) of the principal Regulations, a person referred to in paragraph (3)(a) above is deemed to be subject to the consequences under regulation 9(1) of the principal Regulations; and as from the date on which these Regulations come into force, regulation 12 of the 2000 Regulations and regulation 11 of the 2001 Regulations cease to apply to that person.