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STATUTORY INSTRUMENTS

2013 No. 380

SOCIAL SECURITY

The Universal Credit, Personal Independence Payment, Jobseeker's Allowance and Employment and Support Allowance (Claims and Payments) Regulations 2013

Made - - - - 25th February 2013

Laid before Parliament 4th March 2013

*Coming into force in accordance with
regulation 1(2) and (3)*

THE UNIVERSAL CREDIT, PERSONAL INDEPENDENCE PAYMENT, JOBSEEKER'S ALLOWANCE AND EMPLOYMENT AND SUPPORT ALLOWANCE (CLAIMS AND PAYMENTS) REGULATIONS 2013

PART 1

General

1. Citation and commencement
2. Interpretation
3. Use of electronic communications
4. Consequential amendments
5. Disapplication of section 1(1A) of the Administration Act

PART 2

Claims

6. Claims not required for entitlement to universal credit in certain cases
7. Claims not required for entitlement to an employment and support allowance in certain cases
8. Making a claim for universal credit
9. Claims for universal credit by members of a couple
10. Date of claim for universal credit
11. Making a claim for personal independence payment
12. Date of claim for personal independence payment
13. Making a claim for an employment and support allowance by telephone

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14. Date of claim for an employment and support allowance where claim made by telephone
15. Making a claim for an employment and support allowance in writing
16. Date of claim for an employment and support allowance where claim made in writing
17. Claims for an employment and support allowance where no entitlement to statutory sick pay
18. Special provisions where it is certified that a woman is expected to be confined or where she has been confined
19. Making a claim for a jobseeker's allowance: attendance at an appropriate office
20. Date of claim where a person claiming a jobseeker's allowance is required to attend at an appropriate office
21. Making a claim for a jobseeker's allowance in writing
22. Date of claim for a jobseeker's allowance where claim made in writing
23. Making a claim for a jobseeker's allowance by telephone
24. Date of claim for a jobseeker's allowance where claim made by telephone
25. Interchange with claims for other benefits
26. Time within which a claim for universal credit is to be made
27. Time within which a claim for personal independence payment is to be made
28. Time within which a claim for an employment and support allowance is to be made
29. Time within which a claim for a jobseeker's allowance is to be made
30. Amendment of claim
31. Withdrawal of claim
32. Advance claim for and award of universal credit
33. Advance claim for and award of personal independence payment
34. Advance claim for and award of an employment and support allowance or a jobseeker's allowance
35. Attendance in person
36. Duration of awards

PART 3

Evidence, information and notification of changes of circumstances

37. Evidence and information in connection with a claim
38. Evidence and information in connection with an award
39. Alternative means of notifying changes of circumstances
40. Information to be provided to rent officers
41. Evidence and information required from pension fund holders
42. Notification for purposes of sections 111A and 112 of the Administration Act
43. Notification of changes of circumstances affecting a jobseeker's allowance or an employment and support allowance for purposes of sections 111A and 112 of the Administration Act
44. Notification of changes of circumstances affecting personal independence payment or universal credit for purposes of sections 111A and 112 of the Administration Act

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PART 4

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48. Payment of personal independence payment
49. Days for payment of personal independence payment
50. Payment of personal independence payment at a daily rate between periods in hospital or other accommodation
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52. Payment of a jobseeker's allowance
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54. Payment to persons under age 18
55. Extinguishment of right to payment if payment is not obtained within the prescribed period
56. Payments on death

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57. Persons unable to act
58. Payment to another person on the claimant's behalf
59. Direct payment to lender of deductions in respect of interest on secured loans
60. Deductions which may be made from benefit and paid to third parties

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Mobility component of personal independence payment

61. Cases where mobility component of personal independence payment not payable
 62. Payment of personal independence payment on behalf of a claimant (Motability)
 - 62A Recovery of expenses
 63. Power for the Secretary of State to terminate an arrangement (Motability)
 64. Restriction on duration of arrangements by the Secretary of State (Motability)
- Signature

SCHEDULE 1 — POWERS EXERCISED IN MAKING THESE REGULATIONS

1. The following provisions of the Administration Act—
2. Paragraph 7A of Schedule 2 to the Abolition of Domestic...
3. Paragraph 6 of Schedule 4 to the Local Government Finance...
4. Section 24(2)(b), (c) and (d) and section 30 of the...
5. Section 43(2) of the 1991 Act .
6. Paragraphs 1 and 6(2)(b) of Schedule 4 and paragraph 6...
7. Sections 32 and 92 of, and paragraph 3(1)(a), (b), (2)(a),...

SCHEDULE 2 — ELECTRONIC COMMUNICATIONS

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PART 1 — USE OF ELECTRONIC COMMUNICATIONS

1. Use of electronic communications by the Secretary of State
2. Conditions for the use of electronic communications by other persons
3. Use of intermediaries

PART 2 — EVIDENTIAL PROVISIONS

4. Effect of delivering information by electronic communications
5. Proof of delivery
6. Proof of identity
7. Proof of content

SCHEDULE 3 — CONSEQUENTIAL AMENDMENTS

1. (1) The Social Security (Claims and Payments) Regulations 1987 are...
2. In paragraph (6) of regulation 16 (limitations on deductions from...
3. In paragraph (5) of regulation 82 (who may claim) of...
4. (1) Regulation 9 (repayment of an integration loan) of the...
5. In paragraph (1)(g) of regulation 6 (prescribed persons) of the...

SCHEDULE 4 — SPECIAL PROVISIONS RELATING TO CLAIMS FOR A
JOBSEEKER'S ALLOWANCE DURING PERIODS CONNECTED
WITH PUBLIC HOLIDAYS

1. In this Schedule and regulation 36(2)— (a) “public holiday” means—...
2. Where a claim for a jobseeker's allowance is made during...
3. For the purposes of paragraph 2 the periods are—

SCHEDULE 5 — DIRECT PAYMENT TO LENDER OF DEDUCTIONS IN
RESPECT OF INTEREST ON SECURED LOANS

...

SCHEDULE 6 — DEDUCTIONS FROM BENEFIT AND DIRECT PAYMENT TO
THIRD PARTIES

1. Interpretation
2. General
3. Limitations applicable to deductions made under this Schedule
4. Maximum amount
5. Priority as between certain debts
6. Housing costs
7. Rent and service charges included in rent
8. Fuel costs
9. Water charges
10. Payments in place of payments of child support maintenance
11. Eligible loans
12. Integration loans

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SCHEDULE 7 — DEDUCTIONS FROM BENEFIT IN RESPECT OF CHILD
SUPPORT MAINTENANCE AND PAYMENT TO PERSONS
WITH CARE

1. Interpretation
2. Deductions
3. Arrears
4. Apportionment
5. Flat rate maintenance
6. Notice

Explanatory Note

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