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STATUTORY INSTRUMENTS

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**2017 No. 204**

**SOCIAL SECURITY**

**The Employment and Support Allowance and  
Universal Credit (Miscellaneous Amendments and  
Transitional and Savings Provisions) Regulations 2017**

*Made - - - - 23rd February 2017*

*Laid before Parliament 27th February 2017*

*Coming into force 3rd April 2017*

**THE EMPLOYMENT AND SUPPORT ALLOWANCE  
AND UNIVERSAL CREDIT (MISCELLANEOUS  
AMENDMENTS AND TRANSITIONAL AND  
SAVINGS PROVISIONS) REGULATIONS 2017**

1. Citation and commencement

PART 1

Employment and Support Allowance: work-related activity component

2. Amendments to the Employment and Support Allowance Regulations 2008
3. Amendments to the Employment and Support Allowance Regulations 2013

PART 2

Universal Credit: limited capability for work element

4. Amendments to the Universal Credit Regulations 2013
5. Amendments to the Universal Credit (Transitional Provisions) Regulations 2014

PART 3

Universal Credit: work-related requirements

6. Amendments to the Universal Credit Regulations 2013

**Changes to legislation:** There are currently no known outstanding effects for the The Employment and Support Allowance and Universal Credit (Miscellaneous Amendments and Transitional and Savings Provisions) Regulations 2017. (See end of Document for details)

## PART 4

### Consequential, transitional and savings provisions

7. Consequential, transitional and savings provisions  
Signature

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#### SCHEDULE 1 — Consequential amendments to secondary legislation

##### PART 1 — Employment and Support Allowance: amendments to secondary legislation consequential on removal of work-related activity component

1. Amendments to the Income Support (General) Regulations 1987
  2. Amendments to the Social Fund (Cold Weather Payments) (General) Regulations 1988
  3. Amendments to the Jobseeker's Allowance Regulations 1996
  4. Amendment to the Housing Benefit and Council Tax Benefit (Decisions and Appeals) Regulations 2001
  5. Amendments to the State Pension Credit Regulations 2002
  6. Amendments to the Housing Benefit Regulations 2006
  7. Amendments to the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006
  8. Amendments to the Council Tax Reduction Schemes (Prescribed Requirements) (England) Regulations 2012
  9. Amendments to the Welfare Reform Act 2012 (Commencement No. 9 and Transitional and Transitory Provisions and Commencement No. 8 and Savings and Transitional Provisions (Amendment)) Order 2013
- ##### PART 2 — Universal Credit: amendments to secondary legislation consequential on removal of limited capability for work element
10. Amendment to the Income Support (General) Regulations 1987
  11. Amendment to the Social Fund Cold Weather Payments (General) Regulations 1988
  12. Amendment to the Jobseeker's Allowance Regulations 1996
  13. Amendment to the Education (Student Loans) Regulations 1998
  14. Amendment to the State Pension Credit Regulations 2002
  15. Amendment to the Employment and Support Allowance Regulations 2008
  16. Amendment to the Education (Student Support) (European University Institute) Regulations 2010
  17. Amendment to the Education (Student Support) Regulations 2011

#### SCHEDULE 2 — Transitional and savings provisions

##### PART 1 — Employment and Support Allowance: transitional and savings provisions

1. Transitional and savings provisions: General
2. Claimants who have made a claim for employment and support allowance before 3rd April 2017
3. Claimants who had been found to have limited capability for work before 3rd April 2017
4. Claimants on Incapacity Benefits who have or will become notified persons
5. Claimants where their award becomes payable before 3rd April 2017
6. Claimants where their assessment phase begins before 3rd April 2017
7. Claimants where they have been entitled to maternity allowance

**Changes to legislation:** *There are currently no known outstanding effects for the The Employment and Support Allowance and Universal Credit (Miscellaneous Amendments and Transitional and Savings Provisions) Regulations 2017. (See end of Document for details)*

PART 2 — Universal Credit: transitional and savings provisions

8. Transitional and savings provisions: General
9. Claimants entitled to the LCW element before 3rd April 2017
10. Claimants entitled to the LCWRA element before 3rd April 2017
11. Claimants who are providing evidence of having limited capability for work before 3rd April 2017
12. Claimants who appeal or seek revision of a decision relating to employment and support allowance
13. Claimants entitled to employment and support allowance before 3rd April 2017
14. Claimants entitled to be credited with earnings under the Social Security (Credits) Regulations 1975 before 3rd April 2017
15. Claimants entitled to income support or other incapacity benefits before 3rd April 2017

Explanatory Note

**Changes to legislation:**

There are currently no known outstanding effects for the The Employment and Support Allowance and Universal Credit (Miscellaneous Amendments and Transitional and Savings Provisions) Regulations 2017.