
STATUTORY INSTRUMENTS

2019 No. 872

**The Social Security (Income-related Benefits)
(Updating and Amendment) (EU Exit) Regulations 2019**

Jobseeker's Allowance Regulations 1996

- 3.—(1) The Jobseeker's Allowance Regulations 1996⁽¹⁾ are amended as follows.
- (2) In regulation 85A (special cases: supplemental – persons from abroad)⁽²⁾—
- (a) at the end of paragraph (2)(b) add “or (3A)”;
 - (b) in paragraph (3)(a) for “Immigration (European Economic Area) Regulations 2006” substitute “Immigration (European Economic Area) Regulations 2016”;
 - (c) for paragraph (3)(aa) substitute—
 - “(aa) regulation 16 of those Regulations, but only in a case where the right exists under that regulation because the claimant satisfies the criteria in paragraph (5) of that regulation;”;
 - (d) after paragraph (3) insert—
 - “(3A) A right to reside falls within this paragraph if it exists by virtue of a claimant having been granted limited leave to enter, or remain in, the United Kingdom under the Immigration Act 1971 by virtue of—
 - (a) Appendix EU to the immigration rules made under section 3(2) of that Act; or
 - (b) being a person with a Zambrano right to reside as defined in Annex 1 of Appendix EU to the immigration rules made under section 3(2) of that Act.”;
 - (e) in paragraph (4)(za) for “Immigration (European Economic Area) Regulations 2006” substitute “Immigration (European Economic Area) Regulations 2016”.

⁽¹⁾ [S.I. 1996/207](#).

⁽²⁾ Regulation 85A was inserted by [S.I. 2006/1026](#). Relevant amending instruments are [S.I. 2012/2587](#) and [S.I. 2014/902](#). There are other amending instruments but none is relevant.