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STATUTORY RULES OF NORTHERN IRELAND

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**2008 No. 280**

**The Employment and Support Allowance  
Regulations (Northern Ireland) 2008**

**PART 5 N.I.**

**LIMITED CAPABILITY FOR WORK**

**Determination of limited capability for work N.I.**

**19.**—(1) For the purposes of Part 1 of the Act, whether a claimant's capability for work is limited by the claimant's physical or mental condition and, if it is, whether the limitation is such that it is not reasonable to require the claimant to work is to be determined on the basis of a limited capability for work assessment of the claimant in accordance with this Part.

(2) The limited capability for work assessment is an assessment of the extent to which a claimant who has some specific disease or bodily or mental disablement is capable of performing the activities prescribed in Schedule 2 or is incapable by reason of such disease or bodily or mental disablement of performing those activities.

(3) Subject to paragraph (6), for the purposes of Part 1 of the Act a claimant has limited capability for work if, by adding the points listed in column (3) of Schedule 2 against any descriptor listed in that Schedule, the claimant obtains a total score of at least—

- (a) 15 points whether singly or by a combination of descriptors specified in Part 1 of that Schedule;
- (b) 15 points whether singly or by a combination of descriptors specified in Part 2 of that Schedule; or
- (c) 15 points by a combination of descriptors specified in Parts 1 and 2 of that Schedule.

(4) In assessing the extent of a claimant's capability to perform any activity listed in Part 1 of Schedule 2, the claimant is to be assessed as if wearing any prosthesis with which the claimant is fitted or, as the case may be, wearing or using any aid or appliance which is normally worn or used.

(5) In assessing the extent of a claimant's capability to perform any activity listed in Schedule 2, it is a condition that the claimant's incapability to perform the activity arises from—

- (a) a specific bodily disease or disablement;
- (b) a specific mental illness or disablement; or
- (c) as a direct result of treatment provided by a registered medical practitioner for such a disease, illness or disablement.

(6) Where more than one descriptor specified for an activity apply to a claimant, only the descriptor with the highest score in respect of each activity which applies is to be counted.

(7) Where a claimant—

- (a) has been determined to have limited capability for work; or

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- (b) is to be treated as having limited capability for work in accordance with regulation 20, 25, 26, 29 or 33(2),

the Department may, if paragraph (8) applies, determine afresh whether the claimant has or is to be treated as having limited capability for work.

(8) This paragraph applies where—

- (a) the Department wishes to determine whether there has been a relevant change of circumstances in relation to the claimant's physical or mental condition;
- (b) the Department wishes to determine whether the previous determination of limited capability for work or that the claimant is to be treated as having limited capability for work, was made in ignorance of, or was based on a mistake as to, some material fact; or
- (c) at least 3 months have passed since the date on which the claimant was determined to have limited capability for work or to be treated as having limited capability for work.

#### Commencement Information

**II** Reg. 19 in operation at 27.10.2008, see **reg. 1(1)**

### Certain claimants to be treated as having limited capability for work **N.I.**

**20.** A claimant is to be treated as having limited capability for work if—

- (a) the claimant is terminally ill;
- (b) the claimant is—
  - (i) receiving treatment by way of intravenous, intraperitoneal or intrathecal chemotherapy, or
  - (ii) recovering from that treatment and the Department is satisfied the claimant should be treated as having limited capability for work;
- (c) the claimant is—
  - (i) excluded or abstains from work, or from work of such a kind, pursuant to a request or notice in writing lawfully made under a statutory provision, or
  - (ii) otherwise prevented from working pursuant to a statutory provision, by reason of the claimant being a carrier, or having been in contact with a case, of a relevant disease;
- (d) in the case of a pregnant woman, there is a serious risk of damage to her health or to the health of her unborn child if she does not refrain from work;
- (e) in the case of a pregnant woman, she—
  - (i) is within the maternity allowance period, and
  - (ii) is entitled to a maternity allowance under section 35(1) of the Contributions and Benefits Act(1);
- (f) in the case of a pregnant woman whose expected or actual date of confinement has been certified in accordance with the Medical Evidence Regulations, on any day in the period—
  - (i) beginning with the first date of the 6th week before the expected week of her confinement or the actual date of her confinement, whichever is earlier, and

(1) Subsection (1) was substituted by Article 50(1) of the Welfare Reform and Pensions (Northern Ireland) Order 1999 (S.I. 1999/3147 (N.I. 11)) and amended by paragraph 2(a) of Schedule 1 to the **Social Security Act (Northern Ireland) 2002** (c. 10 (N.I.))

- (ii) ending on the 14th day after the actual date of her confinement,  
if she would have no entitlement to a maternity allowance or statutory maternity pay were she to make a claim in respect of that period.

**Commencement Information**

**I2** Reg. 20 in operation at 27.10.2008, see **reg. 1(1)**

**Information required for determining capability for work** **N.I.**

**21.**—(1) Subject to paragraphs (2) and (3), the information or evidence required to determine whether a claimant has limited capability for work is—

- (a) evidence of limited capability for work in accordance with the Medical Evidence Regulations (which prescribe the form of doctor’s statement or other evidence required in each case);
- (b) any information relating to a claimant’s capability to perform the activities referred to in Schedule 2 as may be requested in the form of a questionnaire; and
- (c) any such additional information as may be requested.

(2) Where the Department is satisfied that there is sufficient information to determine whether a claimant has limited capability for work without the information specified in paragraph (1)(b), that information shall not be required for the purposes of making the determination.

(3) Paragraph (1) does not apply in relation to a determination whether a claimant is to be treated as having limited capability for work in accordance with regulation 20, 25, 26 or 33(2).

**Commencement Information**

**I3** Reg. 21 in operation at 27.10.2008, see **reg. 1(1)**

**Failure to provide information in relation to limited capability for work** **N.I.**

**22.**—(1) Where a claimant fails without good cause to comply with the request referred to in regulation 21(1)(b), that claimant is, subject to paragraph (2), to be treated as not having limited capability for work.

(2) Paragraph (1) does not apply unless—

- (a) at least 6 weeks have passed since the claimant was sent the first request for the information; and
- (b) the claimant was sent a further request at least 4 weeks after the date of the first request, and at least 2 weeks have passed since the further request was sent.

**Commencement Information**

**I4** Reg. 22 in operation at 27.10.2008, see **reg. 1(1)**

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### **Claimant may be called for a medical examination to determine whether the claimant has limited capability for work** **N.I.**

**23.**—(1) Where it falls to be determined whether a claimant has limited capability for work, that claimant may be called by or on behalf of a health care professional approved by the Department to attend for a medical examination.

(2) Subject to paragraph (3), where a claimant fails without good cause to attend for or to submit to an examination listed in paragraph (1), the claimant is to be treated as not having limited capability for work.

(3) Paragraph (2) does not apply unless written notice of the time and place for the examination was sent to the claimant at least 7 days in advance, or unless that claimant agreed to accept a shorter period of notice whether given in writing or otherwise.

#### **Commencement Information**

**I5** [Reg. 23](#) in operation at 27.10.2008, see [reg. 1\(1\)](#)

### **Matters to be taken into account in determining good cause in relation to regulation 22 or 23** **N.I.**

**24.** The matters to be taken into account in determining whether a claimant has good cause under regulation 22 or 23 include—

- (a) whether the claimant was outside Northern Ireland at the relevant time;
- (b) the claimant’s state of health at the relevant time; and
- (c) the nature of any disability the claimant has.

#### **Commencement Information**

**I6** [Reg. 24](#) in operation at 27.10.2008, see [reg. 1\(1\)](#)

### **Hospital in-patients** **N.I.**

**25.**—(1) A claimant is to be treated as having limited capability for work on any day on which that claimant is undergoing medical or other treatment as an in-patient in a hospital or similar institution, or which is a day of recovery from that treatment.

(2) For the purposes of this regulation, “day of recovery” means a day on which a claimant is recovering from treatment as an in-patient in a hospital or similar institution and the Department is satisfied that the claimant should be treated as having limited capability for work on that day.

#### **Commencement Information**

**I7** [Reg. 25](#) in operation at 27.10.2008, see [reg. 1\(1\)](#)

### **Claimants receiving certain regular treatment** **N.I.**

**26.**—(1) Subject to paragraph (2), a claimant receiving—

- (a) regular weekly treatment by way of haemodialysis for chronic renal failure;
- (b) treatment by way of plasmapheresis or by way of radiotherapy; or

- (c) regular weekly treatment by way of total parenteral nutrition for gross impairment of enteric function,

is to be treated as having limited capability for work during any week in which that claimant is engaged in that treatment or has a day of recovery from that treatment.

[<sup>F1</sup>(2) A claimant who receives the treatment referred to in paragraph (1) is only to be treated as having limited capability for work from the first week of treatment in which the claimant undergoes no fewer than—

- (a) two days of treatment;  
(b) two days of recovery from any of the forms of treatment listed in paragraph (1); or  
(c) one day of treatment and one day of recovery from that treatment,

but the days of treatment or recovery from that treatment or both need not be consecutive.]

(3) For the purpose of this regulation “day of recovery” means a day on which a claimant is recovering from any of the forms of treatment listed in paragraph (1) and the Department is satisfied that the claimant should be treated as having limited capability for work on that day.

#### Textual Amendments

**F1** Reg. 26(2) substituted (27.10.2008) by The Employment and Support Allowance (Miscellaneous Amendments) Regulations (Northern Ireland) 2008 (S.R. 2008/413), regs. 1(1), 3(4)

#### Commencement Information

**I8** Reg. 26 in operation at 27.10.2008, see reg. 1(1)

### Claimant to be treated as having limited capability for work throughout a day **N.I.**

**27.** A claimant who at the commencement of any day has, or thereafter develops, limited capability for work as determined in accordance with the limited capability for work assessment is to be treated as having limited capability for work throughout that day.

#### Commencement Information

**I9** Reg. 27 in operation at 27.10.2008, see reg. 1(1)

### Night workers **N.I.**

**28.—**(1) Where a claimant works for a continuous period which extends over midnight into the following day, that claimant is to be treated as having limited capability for work on the day on which the lesser part of that period falls if that claimant had limited capability for work for the remainder of that day.

(2) Where, in relation to a period referred to in paragraph (1), the number of hours worked before and after midnight is equal—

- (a) if the days in question fall at the beginning of a period of limited capability for work, the claimant is to be treated as having limited capability on the second day; and  
(b) if the days in question fall at the end of a period of limited capability for work, the claimant is to be treated as having limited capability for work on the first day.

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#### Commencement Information

**I10** Reg. 28 in operation at 27.10.2008, see [reg. 1\(1\)](#)

#### Exceptional circumstances **N.I.**

**29.**—(1) A claimant who does not have limited capability for work as determined in accordance with the limited capability for work assessment is to be treated as having limited capability for work if paragraph (2) applies to the claimant.

(2) This paragraph applies if—

- (a) the claimant is suffering from a life threatening disease in relation to which—
  - (i) there is medical evidence that the disease is uncontrollable, or uncontrolled, by a recognised therapeutic procedure; and
  - (ii) in the case of a disease that is uncontrolled, there is a reasonable cause for it not to be controlled by a recognised therapeutic procedure; or
- (b) the claimant suffers from some specific disease or bodily or mental disablement and, by reasons of such disease or disablement, there would be a substantial risk to the mental or physical health of any person if the claimant were found not to have limited capability for work.

#### Commencement Information

**I11** Reg. 29 in operation at 27.10.2008, see [reg. 1\(1\)](#)

#### Conditions for treating a claimant as having limited capability for work until a determination about limited capability for work has been made **N.I.**

**30.**—(1) A claimant is, if the conditions set out in paragraph (2) are met, to be treated as having limited capability for work until such time as it is determined—

- (a) whether or not the claimant has limited capability for work;
  - (b) whether or not the claimant is to be treated as having limited capability for work otherwise than in accordance with this regulation; or
  - (c) whether the claimant is to be treated as not having limited capability for work in accordance with regulation 22 or 23.
- (2) The conditions are—
- (a) that the claimant provides evidence of limited capability for work in accordance with the Medical Evidence Regulations; and
  - (b) that it has not, within the 6 months preceding the date of claim, been determined, in relation to the claimant's entitlement to any benefit, allowance or advantage which is dependent on the claimant having limited capability for work, that the claimant does not have limited capability for work or is to be treated as not having limited capability for work in accordance with regulation 22 or 23 unless—
    - (i) the claimant is suffering from some specific disease or bodily or mental disablement from which the claimant was not suffering at the time of that determination,
    - (ii) a disease or bodily or mental disablement from which the claimant was suffering at the time of that determination has significantly worsened, or

- (iii) in the case of a claimant who was treated as not having limited capability for work in accordance with regulation 22, the claimant has since provided the information requested under that regulation.

(3) Paragraph (2)(b) does not apply where a claimant has made and is pursuing an appeal against a decision that embodies a determination that the claimant does not have limited capability for work and that appeal has not yet been determined by an appeal tribunal constituted under Chapter 1 of Part 2 of the 1998 Order.

**Commencement Information**

**I12** [Reg. 30](#) in operation at 27.10.2008, see [reg. 1\(1\)](#)

**Claimant who claims jobseeker's allowance to be treated as not having limited capability for work** **N.I.**

**31.**—(1) A claimant who—

- (a) claims a jobseeker's allowance; and
- (b) is able to show a reasonable prospect of obtaining employment,

is, throughout the period of that claim, to be treated as not having limited capability for work.

(2) Paragraph (1) applies even though it has been determined that the claimant—

- (a) has limited capability for work; or
- (b) is to be treated as having limited capability for work in accordance with regulation 20, 25, 26 or 29.

**Commencement Information**

**I13** [Reg. 31](#) in operation at 27.10.2008, see [reg. 1\(1\)](#)

**Certain claimants to be treated as not having limited capability for work** **N.I.**

[<sup>F2</sup>**32.**—(1) A claimant who is or has been a member of Her Majesty's forces is to be treated as not having limited capability for work on any day which is recorded by the Secretary of State for Defence as a day of sickness absence from duty.

(2) A claimant is to be treated as not having limited capability for work on any day on which the claimant attends a training course in respect of which the claimant is paid a training allowance or premium pursuant to arrangements made under section 1 or 3 of the Employment and Training Act.

(3) Paragraph (2) is not to apply—

- (a) for the purposes of any claim to employment and support allowance for a period commencing after the claimant ceased attending the training course in question; or
- (b) where any training allowance or premium paid to the claimant is paid for the sole purpose of travelling or meal expenses incurred or to be incurred under the arrangement made under section 1 or 3 of the Employment and Training Act.]

**Textual Amendments**

**F2** [Reg. 32](#) substituted (27.10.2008) by [The Employment and Support Allowance \(Miscellaneous Amendments\) Regulations \(Northern Ireland\) 2008](#) (S.R. 2008/413), [regs. 1\(1\), 3\(5\)](#)

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**Commencement Information**

**I14** [Reg. 32](#) in operation at 27.10.2008, see [reg. 1\(1\)](#)

**Additional circumstances where claimants are to be treated as having limited capability for work** **N.I.**

**33.**—(1) For the purposes of paragraph 4(1)(d)(ii) of Schedule 1 to the Act, a claimant is to be treated as having limited capability for work on any day in respect of which that claimant is entitled to statutory sick pay.

(2) For the purposes of an income-related allowance, a claimant is to be treated as having limited capability for work where—

- (a) that claimant is not a qualifying young person;
- (b) that claimant is receiving education; and
- (c) in accordance with regulation 18, paragraph 6(1)(g) of Schedule 1 to the Act does not apply.

**Commencement Information**

**I15** [Reg. 33](#) in operation at 27.10.2008, see [reg. 1\(1\)](#)

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### Changes and effects yet to be applied to :

- Regulations amendment to earlier affecting provision S.R. 2010/312, Sch. 2 para. 4(i) by [S.R. 2011/357 reg. 25\(4\)\(a\)](#)
- Regulations applied (with modifications) by [S.R. 2010/312 reg. 6\(1\)reg. 6\(2\)\(e\)Sch. 1 Pt. 2](#)
- Regulations applied (with modifications) by [S.R. 2010/312 reg. 16\(1\)reg. 16\(2\)\(e\)\(3\)Sch. 2 Pt. 3](#)
- Regulations modified (temp.) by [S.R. 2020/63 reg. 2\(1\)reg. 2\(2\)\(d\)](#)

### Changes and effects yet to be applied to the whole Rule associated Parts and Chapters:

- Blanket amendment words substituted by [S.I. 2011/1043 art. 3-6](#)

Whole provisions yet to be inserted into this Rule (including any effects on those provisions):

- Sch. 4 para. 6(5)(c) added by [S.R. 2016/228 reg. 34\(5\)\(b\)\(v\)](#)
- Sch. 4 para. 7(1)(c) and word added by [S.R. 2016/228 reg. 34\(5\)\(c\)\(ii\)](#)
- Sch. 4 para. 6(10) inserted by [S.R. 2016/236 reg. 36\(7\)\(f\)](#) (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- Sch. 4 para. 7(1)(aa) inserted by [S.I. 2013/3021 art. 28\(5\)\(c\)\(ii\)](#)
- Sch. 4 para. 4(2)(ca) inserted by [S.I. 2022/177 art. 26\(5\)\(b\)](#)
- Sch. 4 para. 6(5)(d) inserted by [S.I. 2022/177 art. 26\(5\)\(e\)](#)
- Sch. 4 para. 7(1)(ca) inserted by [S.I. 2022/177 art. 26\(5\)\(g\)](#)
- Sch. 4 para. 4(1)(c) inserted by [S.I. 2023/1218 art. 44\(7\)\(a\)\(iii\)](#)
- Sch. 4 para.001 sum modified by [S.R. 2023/143 art. 30\(3\)](#) (This amendment not applied to legislation.gov.uk. S.R. 2023/143 revoked before coming into operation (26.9.2023) by The Social Security Benefits Up-rating (No. 3) Order (Northern Ireland) 2023 (S.R. 2023/150), arts. 1, 33)
- Sch. 4 para.001 sum modified by [S.R. 2023/150 art. 30\(3\)](#)
- Sch. 4 para. 11(1)(a) sums substituted by [S.R. 2016/110 reg. 7\(2\)\(a\)](#)
- Sch. 4 para. 11(1)(b) sums substituted by [S.R. 2016/110 reg. 7\(2\)\(b\)](#)
- Sch. 4 para. 1 sums substituted for specified purposes by [S.R. 2023/43 art. 31\(3\)Sch. 11 para. 2](#)
- Sch. 4 para. 7(1)(aa) word omitted by [S.R. 2016/228 reg. 34\(5\)\(c\)\(i\)](#)
- Sch. 4 para. 4(2)(c) word omitted by [S.I. 2022/177 art. 26\(5\)\(a\)](#)
- Sch. 4 para. 7(1)(c) word omitted by [S.I. 2022/177 art. 26\(5\)\(f\)](#)
- Sch. 4 para. 1 words inserted by [S.R. 2011/368 reg. 5\(5\)\(a\)](#)
- Sch. 4 para. 11(2)(b)(i) words inserted by [S.I. 2023/1218 art. 44\(7\)\(d\)\(i\)](#)
- Sch. 4 para. 11(2)(b)(ii) words inserted by [S.I. 2023/1218 art. 44\(7\)\(d\)\(ii\)](#)
- Sch. 4 para. 1 words omitted by [S.R. 2017/51 reg. 2\(4\)\(a\)\(i\)](#)
- Sch. 4 para. 1 words omitted by [S.R. 2017/51 reg. 2\(4\)\(a\)\(ii\)](#)
- Sch. 4 para. 1 words omitted by [S.R. 2017/51 reg. 2\(4\)\(a\)\(iii\)](#)
- Sch. 4 para. 6(5)(d) words substituted by [S.I. 2022/530 art. 11\(2\)](#)
- Sch. 4 Pt. 1 para. 1(3)(b)(i) words substituted by [S.R. 2009/338 reg. 8\(15\)](#)
- Sch. 4 Pt. 1 para. 1(3)(b)(ii) words substituted by [S.R. 2009/338 reg. 8\(15\)](#)
- Sch. 4 Pt. 4 para. 13 sum substituted by [S.R. 2023/143 art. 30\(6\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S.R. 2023/143 revoked before coming into operation (26.9.2023) by The Social Security Benefits Up-rating (No. 3) Order (Northern Ireland) 2023 (S.R. 2023/150), arts. 1, 33)

- Sch. 4 Pt. 4 para. 13 sum substituted by [S.R. 2023/150 art. 30\(6\)\(b\)](#)
- Sch. 4 Pt. 4 para. 12 sum substituted by [S.R. 2023/43 art. 31\(6\)\(a\)](#)
- Sch. 4 Pt. 4 para. 13 sum substituted by [S.R. 2023/43 art. 31\(6\)\(b\)](#)
- Sch. 4 Pt. 4 para. 12 sum substituted by [S.R. 2024/69 art. 29\(6\)\(a\)](#)
- Sch. 4 Pt. 4 para. 13 sum substituted by [S.R. 2024/69 art. 29\(6\)\(b\)](#)
- Sch. 4 Pt. 4 para. 12 sum substituted by [S.R. 2024/73 art. 30\(6\)\(a\)](#)
- Sch. 4 Pt. 4 para. 13 sum substituted by [S.R. 2024/73 art. 30\(6\)\(b\)](#)
- Sch. 6 para. 19(6)(b)(iii) and word added by [S.R. 2016/228 reg. 34\(6\)\(b\)\(ii\)](#)
- Sch. 6 para. 18(5) added by [S.R. 2017/176 Sch. 5 para. 4\(c\)\(x\)\(cc\)](#)
- Sch. 6 para. 19(8)(d) added by [S.R. 2017/219 reg. 8\(4\)](#)
- Sch. 6 para. 15(8)(bb) inserted by [S.R. 2011/135 reg. 14\(10\)\(d\)\(ii\)](#)
- Sch. 6 para. 1(3A)-(3C) inserted by [S.R. 2016/176 reg. 4\(7\)](#)
- Sch. 6 para. 1(3)(e) inserted by [S.R. 2016/236 reg. 36\(8\)\(a\)\(iii\)](#) (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- Sch. 6 para. 19(7)(i) inserted by [S.R. 2016/236 reg. 36\(8\)\(b\)\(iii\)](#) (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- Sch. 6 para. 19(7A) inserted by [S.R. 2016/236 reg. 36\(8\)\(b\)\(iv\)](#) (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- Sch. 6 para. 19(2A) inserted by [S.R. 2017/176 Sch. 5 para. 4\(c\)\(xi\)](#)
- Sch. 6 para. 19(6)(b)(zi) inserted by [S.I. 2013/3021 art. 28\(6\)\(b\)\(i\)](#)
- Sch. 6 para. 19(6)(b)(iia) inserted by [S.I. 2021/786 Sch. 10 para. 5\(3\)](#)
- Sch. 6 para. 19(6)(b)(iia) inserted by [S.I. 2022/177 art. 26\(6\)\(c\)](#)
- Sch. 6 para. 13(2)-(2E) substituted for Sch. 6 para. 13(2) by [S.R. 2010/340 reg. 2\(1\)\(d\)\(2\)](#)
- Sch. 6 para. 12(12)(b) sum confirmed by [S.R. 2018/167 art. 26\(4\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed by [S.R. 2018/167 art. 26\(4\)\(c\)](#)
- Sch. 6 para. 12(12)(b) sum confirmed by [S.R. 2018/58 art. 27\(4\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed by [S.R. 2018/58 art. 27\(4\)\(c\)](#)
- Sch. 6 para. 12(12)(b) sum confirmed by [S.R. 2019/46 art. 26\(4\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed by [S.R. 2019/46 art. 26\(4\)\(c\)](#)
- Sch. 6 para. 12(12)(b) sum confirmed for specified purposes by [S.R. 2019/188 art. 26\(5\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed for specified purposes by [S.R. 2019/188 art. 26\(5\)\(c\)](#)
- Sch. 6 para. 12(12)(b) sum confirmed for specified purposes by [S.R. 2019/58 art. 27\(5\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed for specified purposes by [S.R. 2019/58 art. 27\(5\)\(c\)](#)
- Sch. 6 para. 12(12)(b) sum confirmed for specified purposes by [S.R. 2020/40 art. 31\(7\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed for specified purposes by [S.R. 2020/40 art. 31\(7\)\(c\)](#)
- Sch. 6 para. 12(12)(b) sum confirmed for specified purposes by [S.R. 2021/82 art. 31\(7\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed for specified purposes by [S.R. 2021/82 art. 31\(7\)\(c\)](#)
- Sch. 6 para. 12(12)(b) sum confirmed for specified purposes by [S.R. 2022/143 art. 31\(7\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed for specified purposes by [S.R. 2022/143 art. 31\(7\)\(c\)](#)
- Sch. 6 para. 12(12)(b) sum confirmed for specified purposes by [S.R. 2022/231 art. 30\(7\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed for specified purposes by [S.R. 2022/231 art. 30\(7\)\(c\)](#)

- Sch. 6 para. 12(12)(b) sum confirmed for specified purposes by [S.R. 2023/27 art. 30\(7\)\(b\)](#)
- Sch. 6 para. 12(12)(c) sum confirmed for specified purposes by [S.R. 2023/27 art. 30\(7\)\(c\)](#)
- Sch. 6 para. 12(12)(b) sum specified by [S.R. 2013/69 art. 25\(6\)Sch. 16](#)
- Sch. 6 para. 12(12)(c) sum specified by [S.R. 2013/69 art. 25\(6\)Sch. 16](#)
- Sch. 6 para. 12(12)(b) sum specified by [S.R. 2014/78 art. 25\(6\)Sch. 16](#)
- Sch. 6 para. 12(12)(c) sum specified by [S.R. 2014/78 art. 25\(6\)Sch. 16](#)
- Sch. 6 para. 12(12)(b) sum specified by [S.R. 2015/124 art. 25\(6\)Sch. 16](#)
- Sch. 6 para. 12(12)(c) sum specified by [S.R. 2015/124 art. 25\(6\)Sch. 16](#)
- Sch. 6 para. 12(12)(b) sum specified by [S.R. 2017/187 art. 25\(5\)Sch. 15](#)
- Sch. 6 para. 12(12)(c) sum specified by [S.R. 2017/187 art. 25\(5\)Sch. 15](#)
- Sch. 6 para. 12(12)(b) sum specified by [S.R. 2017/56 art. 26\(5\)Sch. 15](#)
- Sch. 6 para. 12(12)(c) sum specified by [S.R. 2017/56 art. 26\(5\)Sch. 15](#)
- Sch. 6 para. 12(12)(b) sum specified by [S.R. 2018/56 art. 25\(5\)Sch. 15](#)
- Sch. 6 para. 12(12)(c) sum specified by [S.R. 2018/56 art. 25\(5\)Sch. 15](#)
- Sch. 6 para. 1(3)(a)(ii) words omitted by [S.R. 2017/51 reg. 2\(5\)\(a\)](#)
- Sch. 6 para. 13(2B) words substituted by [S.R. 2014/105 reg. 8](#)
- Sch. 6 para. 1(3)(e) words substituted by [S.R. 2017/146 Sch. 1 para. 6](#) (The amendment comes into operation on the day the Universal Credit Regs. SR 2016 No. 216 does.)
- Sch. 7 para. 5A inserted by [S.R. 2010/200 reg. 9\(19\)](#)
- Sch. 7 para. 11A inserted by [S.R. 2012/377 reg. 4\(3\)](#)
- Sch. 7 para. 3A inserted by [S.R. 2015/411 art. 25\(3\)](#)
- Sch. 7 para. 11A(2) words added by [S.R. 2015/184 reg. 4\(5\)\(a\)\(ii\)](#)
- Sch. 7 para. 11A(2) words omitted by [S.R. 2015/184 reg. 4\(5\)\(a\)\(i\)](#)
- Sch. 8 para. 7(3) added by [S.R. 2010/200 reg. 9\(20\)\(a\)](#)
- Sch. 8 para. 40(1A)(d) added by [S.R. 2023/97 reg. 7\(7\)\(a\)\(i\)](#)
- Sch. 8 para. 31(3) added by [S.R. 2017/176](#), Sch. 5 para. 4(d)(ii)(dd) (as inserted) by [S.R. 2018/37 reg. 2\(18\)\(d\)](#)
- Sch. 8 para. 2A inserted by [S.R. 2009/338 reg. 8\(18\)\(a\)](#)
- Sch. 8 para. 14A inserted by [S.R. 2011/265 reg. 10\(10\)](#)
- Sch. 8 para. 1A inserted by [S.R. 2014/150 reg. 21\(4\)](#)
- Sch. 8 para. 63 inserted by [S.R. 2017/66 art. 25\(4\)](#)
- Sch. 8 para. 64 inserted by [S.R. 2018/192 reg. 9\(2\)](#)
- Sch. 8 para. 65 inserted by [S.R. 2019/23 reg. 7](#)
- Sch. 8 para. 40(1A) inserted by [S.R. 2020/108 reg. 7\(11\)\(b\)\(ii\)](#)
- Sch. 8 para. 34A inserted by [S.R. 2022/172 reg. 7\(3\)](#)
- Sch. 8 para. 62 inserted by [S.I. 2013/3021 art. 28\(7\)](#)
- Sch. 8 para. 66 inserted by [S.I. 2019/1060 art. 18\(2\)](#)
- Sch. 8 para. 67 inserted by [S.I. 2021/886 art. 22\(2\)](#)
- Sch. 8 para. 68 inserted by [S.I. 2021/886 art. 35\(2\)](#)
- Sch. 8 para. 69 inserted by [S.I. 2023/1218 art. 44\(8\)](#)
- Sch. 8 para. 7(3) substituted by [S.R. 2011/135 reg. 14\(12\)](#)
- Sch. 8 para. 40(1A) substituted by [S.R. 2021/345 reg. 7\(7\)\(b\)\(i\)](#)
- Sch. 8 para. 2A words substituted by [S.R. 2013/246 reg. 11\(33\)](#)
- Sch. 8(2)-(5) words substituted by [S.R. 2023/97 reg. 7\(7\)\(b\)](#)
- Sch. 9 para. 56(1) Sch. 9 para. 56 renumbered as Sch. 9 para. 56(1) by [S.I. 2023/134 Sch. para. 12\(b\)\(i\)](#)
- Sch. 9 para. 38A added by [S.R. 2009/92 reg. 8\(8\)](#)
- Sch. 9 para. 57 added by [S.R. 2017/219 reg. 8\(5\)](#)
- Sch. 9 para. 11(1)(e) added by [S.R. 2019/195 reg. 7\(2\)\(b\)](#)
- Sch. 9 para. 32A inserted by [S.R. 2011/265 reg. 10\(11\)](#)
- Sch. 9 para. 15A inserted by [S.R. 2013/277 reg. 7](#)
- Sch. 9 para. 1A inserted by [S.R. 2014/150 reg. 21\(5\)](#)
- Sch. 9 para. 11(3)(b)(iv) inserted by [S.R. 2016/236 reg. 36\(10\)\(b\)\(iv\)](#) (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)

- Sch. 9 para. 11(1)(d) inserted by S.R. 2017/66 art. 25(5)(a)
- Sch. 9 para. 56 inserted by S.R. 2017/66 art. 25(5)(b)
- Sch. 9 para. 58 inserted by S.R. 2018/192 reg. 9(3)
- Sch. 9 para. 27(1A) inserted by S.R. 2020/108 reg. 7(12)(a)(ii)
- Sch. 9 para. 23A inserted by S.R. 2022/172 reg. 7(4)
- Sch. 9 para. 27(5A) inserted by S.R. 2023/118 reg. 2(1)(f)(2)
- Sch. 9 para. 59 inserted by S.I. 2019/1060 art. 18(3)
- Sch. 9 para. 60 inserted by S.I. 2021/886 art. 28(2)
- Sch. 9 para. 61 inserted by S.I. 2021/886 art. 41(2)
- Sch. 9 para. 11A inserted by S.I. 2023/134 Sch. para. 12(a)
- Sch. 9 para. 56(2) inserted by S.I. 2023/134 Sch. para. 12(b)(ii)
- Sch. 9 para. 27(1A) words inserted by S.R. 2021/345 reg. 7(8)(a)(i)
- Sch. 9 para. 27(1A) words inserted by S.R. 2023/97 reg. 7(8)(a)
- reg. 1(2A) inserted by S.R. 2016/236 reg. 36(2)(b) (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- reg. 2(4A) inserted by S.R. 2010/200 reg. 9(2)(b)
- reg. 2(6)(7) added by S.R. 2011/368 reg. 5(2)(b)
- reg. 2(8) added by S.R. 2013/246 reg. 11(2)(b)
- reg. 2(8)(b) words substituted by S.R. 2015/34 reg. 2(2)(b)
- reg. 2(8)(ab) inserted by S.R. 2015/34 reg. 2(2)(a)
- reg. 2A and cross heading inserted by S.R. 2009/90 reg. 11
- reg. 4(2)(3) substituted for reg. 4(2) by S.R. 2013/246 reg. 11(3)(b)
- reg. 4(3) words substituted by S.R. 2015/138 reg. 4(2)(b)
- reg. 4(4)(5) added by S.R. 2015/138 reg. 4(2)(c)
- reg. 5(1A) inserted by S.R. 2015/138 reg. 4(3)
- reg. 5(2)(a)(iv) inserted by S.R. 2010/200 reg. 9(4)(b)(iii)
- reg. 5(2)(b)(iii) and word added by S.R. 2010/200 reg. 9(4)(b)(v)
- reg. 5(2)(c)(d) inserted by S.R. 2012/160 reg. 2(2)
- reg. 5(2)(c)(i) words omitted by S.R. 2016/176 reg. 4(3)(c)
- reg. 5(2)(d)(i) words omitted by S.R. 2016/176 reg. 4(3)(c)
- reg. 5(3)(3A) substituted for reg. 5(3) by S.R. 2013/246 reg. 11(4)(b)
- reg. 5(4) added by S.R. 2010/200 reg. 9(4)(c)
- reg. 5(4)(a) words substituted by S.R. 2013/246 reg. 11(4)(c)
- reg. 7(1)(c) and word inserted by S.R. 2008/478 reg. 12(b)
- reg. 7(1)(c)(iii) word substituted by S.R. 2016/67 reg. 6
- reg. 7(1)(d) and word added by S.R. 2016/175 reg. 8(2)
- reg. 7(1A)(1B) inserted by S.R. 2012/160 reg. 2(3)(b)
- reg. 7(1A) words omitted by S.R. 2016/176 reg. 4(4)
- reg. 7(1B)(a)(i) words inserted by S.R. 2017/148 reg. 6(3)(a)
- reg. 7(1B)(a)(i) words substituted by S.R. 2017/51 reg. 2(2)(c)(i)
- reg. 7(1B)(d)(i) words inserted by S.R. 2017/148 reg. 6(3)(b)
- reg. 7(1B)(d)(i) words substituted by S.R. 2017/51 reg. 2(2)(c)(ii)
- reg. 7A inserted by S.R. 2010/346 reg. 3(2)
- reg. 8(2)(ca) inserted by S.R. 2011/434 reg. 3
- reg. 8(2)(ca) word omitted by S.R. 2012/121 reg. 18(2)(b)
- reg. 9(5)(a) word substituted by S.R. 2013/246 reg. 11(5)(a)
- reg. 9(5)(b) word substituted by S.R. 2013/246 reg. 11(5)(b)
- reg. 14(2A) added by S.R. 2012/121 reg. 18(3)
- reg. 19(5)(c)(i) word inserted by S.R. 2013/246 reg. 11(6)(b)
- reg. 20(g) inserted by S.R. 2011/76 reg. 3(2)(b)
- reg. 20(1) reg. 20 renumbered as reg. 20(1) by S.R. 2013/246 reg. 11(7)(a)
- reg. 20(1)(c)(i) words inserted by S.R. 2013/246 reg. 11(7)(b)(ii)
- reg. 20(1)(c)(i) words omitted by S.R. 2013/246 reg. 11(7)(b)(i)
- reg. 20(1)(e)(i) words inserted by S.R. 2013/246 reg. 11(7)(c)
- reg. 20(1)(e)(i) words omitted by S.R. 2014/140 reg. 4(3)(a)
- reg. 20(1)(e)(ii) words inserted by S.R. 2014/140 reg. 4(3)(b)
- reg. 20(1)(g) words inserted by S.R. 2013/246 reg. 11(7)(d)(i)

- reg. 20(1)(g) words substituted by S.R. 2013/246 reg. 11(7)(d)(ii)
- reg. 20(2) inserted by S.R. 2013/246 reg. 11(7)(e)
- reg. 25(1A) inserted by S.R. 2011/76 reg. 3(3)
- reg. 29(3) added by S.R. 2013/2 reg. 3(6)(b)
- reg. 29(4) added by S.R. 2013/246 reg. 11(12)
- reg. 30(2)(c) and word added by S.R. 2010/200 reg. 9(8)
- reg. 30(2)(c) omitted by S.R. 2013/246 reg. 11(13)(b)
- reg. 30(4) added by S.R. 2013/246 reg. 11(13)(c)
- reg. 30(5)(6) added by S.R. 2015/185 reg. 3(2)(c)
- reg. 32(1) words omitted by S.R. 2013/246 reg. 11(14)
- reg. 32A and cross heading inserted by S.R. 2010/200 reg. 9(9)
- reg. 32A(1) reg. 32A renumbered as reg. 32A(1) by S.R. 2011/135 reg. 14(3)
- reg. 32A(1) word omitted by S.R. 2013/246 reg. 11(15)
- reg. 32A(1)(a) words omitted by S.R. 2011/135 reg. 14(3)(a)
- reg. 32A(2) inserted by S.R. 2011/135 reg. 14(3)(b)
- reg. 34(3A) inserted by S.R. 2013/2 reg. 4(2)(b)
- reg. 34(3A) omitted by S.R. 2013/246 reg. 11(16)(b)
- reg. 34(6) added by S.R. 2013/246 reg. 11(16)(c)
- reg. 35A inserted by S.R. 2012/160 reg. 2(4)
- reg. 43(d) revoked by S.R. 2010/6 Sch. Pt. 2
- reg. 45(4A) inserted by S.R. 2013/246 reg. 11(21)(b)
- reg. 45(4A) omitted by S.R. 2017/50 reg. 3(b)
- reg. 45(9A) inserted by S.R. 2011/135 reg. 14(4)(b)
- reg. 45(11) added by S.R. 2010/200 reg. 9(10)(c)
- reg. 49(3) added by S.R. 2010/200 reg. 9(11)
- reg. 53(3)(ca) inserted by S.R. 2010/200 reg. 9(13)(c)
- reg. 54(2)(e) and word inserted by S.R. 2011/368 reg. 5(3)(b)
- reg. 57(1)(aa) inserted by S.R. 2011/265 reg. 10(5)(b)
- reg. 61(3)(ja) inserted by S.R. 2010/200 reg. 9(14)(b)
- reg. 63(6)-(11) inserted by S.R. 2016/240 reg. 4(4) (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- reg. 63(7) substituted by S.R. 2017/116 reg. 8(a) (The amendment comes into operation on the day the Universal Credit Regs. SR 2016 No. 216 does.)
- reg. 63(8)(a) word inserted by S.R. 2017/116 reg. 8(b)(i) (The amendment comes into operation on the day the Universal Credit Regs. SR 2016 No. 216 does.)
- reg. 63(8)(b) words substituted by S.R. 2017/116 reg. 8(b)(ii) (The amendment comes into operation on the day the Universal Credit Regs. SR 2016 No. 216 does.)
- reg. 63(8)(c) and word omitted by S.R. 2017/116 reg. 8(b)(iii) (The amendment comes into operation on the day the Universal Credit Regs. SR 2016 No. 216 does.)
- reg. 64(1A) inserted by S.R. 2011/265 reg. 10(9)(b)
- reg. 64(1A)(a) omitted by S.R. 2016/240 reg. 5 (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- reg. 64A-64D inserted by S.R. 2016/240 reg. 6 (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- reg. 64D(1) substituted by S.R. 2017/50 reg. 5 (The amendment comes into operation on the day the Universal Credit Regs. SR 2016 No. 216 does.)
- reg. 70(3)(c)-(e) omitted by S.I. 2020/1309 reg. 74(2)(a)(ii)
- reg. 70(3)(e) added by S.R. 2012/380 reg. 7(c)
- reg. 70(3)(bb) inserted by S.R. 2012/380 reg. 7(a)
- reg. 70(3)(bb) substituted by S.R. 2019/90 reg. 7(b)(ii)
- reg. 70(3A) inserted by S.R. 2019/90 reg. 7(c)
- reg. 70(3A)(a) word omitted by S.I. 2020/1372 reg. 24(2)(a)
- reg. 70(3A)(c) and word inserted by S.I. 2020/1372 reg. 24(2)(b)
- reg. 70(3B) added by S.R. 2020/149 reg. 7(a)
- reg. 70(4)(h)(ii) word omitted by S.R. 2021/269 reg. 2(3)reg. 2(5)(f)

- reg. 70(4)(h)(iv) and word added by S.R. 2021/269 reg. 2(4)reg. 2(5)(f)
- reg. 70(4)(k)(l) omitted by S.R. 2013/246 reg. 11(22)(c)
- reg. 70(4)(l) added by S.R. 2009/68 reg. 7(b)
- reg. 70(4)(zza)(zzb) inserted by S.R. 2021/269 reg. 2(2)reg. 2(5)(f)
- reg. 70(4)(zzb) word substituted by S.R. 2022/149 reg. 2(2)reg. 2(5)(f)
- reg. 70(4)(zzc) inserted by S.R. 2022/149 reg. 2(3)reg. 2(5)(f)
- reg. 70(4)(zzc)(i) word omitted by S.R. 2022/230 reg. 2(1)(a)reg. 2(2)(f)
- reg. 70(4)(zzc)(iii) added by S.R. 2022/230 reg. 2(1)(c)reg. 2(2)(f)
- reg. 70(4)(zzc)(ii) word added by S.R. 2022/230 reg. 2(1)(b)reg. 2(2)(f)
- reg. 70(4)(zzd) inserted by S.R. 2023/80 reg. 2(1)reg. 2(2)(f)
- reg. 70(4)(zze) inserted by S.R. 2023/184 reg. 2(1)reg. 2(2)(f)
- reg. 70(4)(za)-(zc) substituted for reg. 70(4)(a)-(f) by S.R. 2014/133 reg. 7
- reg. 70(4)(za) words substituted by S.R. 2019/90 reg. 7(d)
- reg. 70(4)(zb) words omitted by S.R. 2020/149 reg. 7(b)
- reg. 70(4)(zd) inserted by S.R. 2020/149 reg. 7(c)
- reg. 70(4)(ze)(zf) inserted by S.I. 2020/1309 reg. 74(2)(b)
- reg. 70(6) added by S.R. 2020/149 reg. 7(d)
- reg. 70(7) inserted by S.I. 2020/1309 reg. 74(2)(c)
- reg. 76(3) added by S.R. 2011/135 reg. 14(5)(b)
- reg. 82A inserted by S.R. 2015/146 art. 17(6)
- reg. 91(3A)(3B) inserted by S.R. 2012/377 reg. 4(2)
- reg. 91(3A) substituted by S.R. 2015/184 reg. 4(4)
- reg. 92(2A) inserted by S.R. 2009/92 reg. 8(3)(b)
- reg. 93(4) added by S.R. 2009/92 reg. 8(4)(b)
- reg. 93(4) omitted by S.R. 2011/135 reg. 14(6)(b)
- reg. 94(1)(b)(iii)(iiia) substituted by S.R. 2009/92 reg. 8(5)
- reg. 95(2)(f) added by S.R. 2009/338 reg. 8(6)
- reg. 95(2)(f) words substituted by S.R. 2013/246 reg. 11(24)(a)
- reg. 95(4)(b) word substituted by S.R. 2013/246 reg. 11(24)(b)
- reg. 106(2)(ga) inserted by S.R. 2009/338 reg. 8(8)(a)
- reg. 106(2)(gb) inserted by S.R. 2010/345 reg. 6(2)
- reg. 106(9) added by S.R. 2009/338 reg. 8(8)(b)
- reg. 106(9) words substituted by S.R. 2013/246 reg. 11(25)
- reg. 107(5)(ca) inserted by S.R. 2014/150 reg. 21(2)
- reg. 107(5A) inserted by S.R. 2020/108 reg. 7(3)(d)
- reg. 107(5A) words substituted by S.R. 2021/345 reg. 7(3)
- reg. 107(5A)(d) inserted by S.R. 2023/97 reg. 7(3)
- reg. 107(8) added by S.R. 2009/338 reg. 8(9)
- reg. 107(8) words substituted by S.R. 2013/246 reg. 11(26)
- reg. 108(4) added by S.R. 2009/338 reg. 8(10)(a)
- reg. 108(4) words substituted by S.R. 2013/246 reg. 11(27)
- reg. 112(8)(a) words inserted by S.R. 2023/184 reg. 8(3)(a)
- reg. 112(8)(b) substituted by S.R. 2021/345 reg. 7(4)
- reg. 112(8)(b)(iv) added by S.R. 2023/97 reg. 7(4)
- reg. 115(5)(ba) inserted by S.R. 2014/150 reg. 21(3)
- reg. 115(5A) inserted by S.R. 2020/108 reg. 7(5)(d)
- reg. 115(5A) words substituted by S.R. 2021/345 reg. 7(5)
- reg. 115(5A)(d)(e) added by S.R. 2023/97 reg. 7(5)
- reg. 119(c) words omitted by S.R. 2009/338 reg. 8(11)(c)
- reg. 119(d)(i) words substituted by S.R. 2009/338 reg. 8(11)(b)(i)
- reg. 119(h) words added by S.R. 2009/338 reg. 8(11)(b)(ii)
- reg. 132(2)(j) added by S.R. 2009/92 reg. 8(7)
- reg. 132(2)(j) words inserted by S.R. 2018/149 reg. 5
- reg. 137(4A) inserted by S.R. 2010/345 reg. 6(3)(b)
- reg. 137(4A) words inserted by S.R. 2020/108 reg. 7(8)(d)
- reg. 137(5A) inserted by S.R. 2020/108 reg. 7(8)(e)
- reg. 139A and cross heading inserted by S.R. 2024/54 reg. 5
- reg. 144(2)(d) word substituted by S.R. 2014/235 reg. 2(2)

- reg. 144(2)(e) and word added by [S.R. 2016/175 reg. 8\(3\)](#)
- reg. 147A and cross heading inserted by [S.R. 2010/200 reg. 9\(15\)](#)
- reg. 147A(1) substituted by [S.R. 2015/185 reg. 3\(3\)](#)
- reg. 147A(5) words substituted by [S.R. 2011/357 reg. 21\(10\)\(b\)](#)
- reg. 147A(5)(c) words substituted by [S.R. 2011/357 reg. 21\(10\)\(a\)](#)
- reg. 147A(5A) inserted by [S.R. 2011/357 reg. 21\(11\)](#)