

SCHEDULE 2

Employment and Support Allowance: transitional and savings provisions

Transitional and savings provisions: General

1.—(1) The amendments made by regulations 2 and 3 of, and paragraphs 1 to 7 of Schedule 1 to, these Regulations and by Article 9(1) to (3) of the Welfare Reform and Work (Northern Ireland) Order 2016 (which amend sections 2 and 4 of the Welfare Reform Act (Northern Ireland) 2007) do not apply where any of the circumstances in paragraphs 2 to 7 apply.

(2) In this Schedule—

“assessment phase” has the same meaning as in the Welfare Reform Act (Northern Ireland) 2007⁽¹⁾;

“a claim” means a claim for an employment and support allowance in accordance with regulations 4ZC, 4F, 4G and 4H of the Social Security (Claims and Payments) Regulations (Northern Ireland) 1987⁽²⁾ or regulations 12 to 16 of the Universal Credit, Personal Independent Payment, Jobseeker’s Allowance and Employment and Support Allowance (Claims and Payments) Regulations (Northern Ireland) 2016⁽³⁾;

“employment and support allowance” means an allowance under Part 1 of the Welfare Reform Act (Northern Ireland) 2007;

“ESA Regulations 2008” means the Employment and Support Allowance Regulations (Northern Ireland) 2008⁽⁴⁾; and

“ESA Regulations 2016” means the Employment and Support Allowance Regulations (Northern Ireland) 2016⁽⁵⁾.

(1) 2007 c.2

(2) S.R. 1987 No. 465; relevant amending Rules are S.R. 2006 No. 203 and S.R. 2008 No. 286; regulation 4ZC was inserted by Article 2(3) of S.R. 2006 No. 203; regulations 4F to H were inserted by regulation 13(5) of S.R. 2008 No. 286

(3) S.R. 2016 No. 220

(4) S.R. 2008 No. 280; relevant amending Regulation is S.R. 2016 No. 176

(5) S.R. 2016 No. 219