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STATUTORY RULES OF NORTHERN IRELAND

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**2023 No. 97**

**The Social Security (Income and Capital Disregards)  
(Amendment) Regulations (Northern Ireland) 2023**

**Amendment of the Jobseeker’s Allowance Regulations**

**3.—**(1) The Jobseeker’s Allowance Regulations (Northern Ireland) 1996<sup>(1)</sup> are amended in accordance with paragraphs (2) to (8).

(2) In regulation 1(2) (citation, commencement, interpretation and application)—

(a) for the definition of “Grenfell Tower payment”<sup>(2)</sup> substitute—

““Grenfell Tower payment” means a payment made for the purpose of providing compensation or support in respect of the fire on 14th June 2017 at Grenfell Tower;”;

(b) at the appropriate places insert—

““the Horizon system” means any version of the computer system used by the Post Office known as Horizon, Horizon Legacy, Horizon Online or HNG-X;”;

““the Post Office” means Post Office Limited (registered number 02154540);”;

““Post Office compensation payment” means a payment made by the Post Office or the Secretary of State for the purpose of providing compensation or support which is—

(a) in connection with the failings of the Horizon system, or

(b) otherwise payable following the judgment in *Bates and Others v Post Office Limited* ((No. 3) “Common Issues”)<sup>(3)</sup>

““vaccine damage payment” means a payment made under the Vaccine Damage Payments Act 1979<sup>(4)</sup>;”;

(c) in the definition of “qualifying person”<sup>(5)</sup>, for “or a Windrush payment” substitute “, a Windrush payment, a Post Office compensation payment or a vaccine damage payment”.

(3) In regulation 105(10A) (notional income), after sub-paragraph (ad)<sup>(6)</sup> insert—

“(ae) a Post Office compensation payment;”.

(4) In regulation 110(10) (income treated as capital)—

(a) at the end of sub-paragraph (ad)<sup>(7)</sup> omit “or”;

(b) after sub-paragraph (ad) insert—

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<sup>(1)</sup> S.R. 1996 No. 198; relevant amending Rules are S.R. 2004 No. 213, S.R. 2005 Nos. 536 and 550, S.R. 2010 No. 69, S.R. 2011 No. 357, S.R. 2017 Nos. 205 and 219, S.R. 2020 No. 108 and S.R. 2021 No. 345

<sup>(2)</sup> The definition of “Grenfell Tower payment” was inserted by regulation 3(2)(a) of S.R. 2020 No. 108

<sup>(3)</sup> [2019] EWHC 606 (QB)

<sup>(4)</sup> 1979 c. 17

<sup>(5)</sup> The definition of “qualifying person” was amended by regulation 2(a) of S.R. 2004 No. 213, regulation 4(2)(b) of S.R. 2005 No. 550, regulation 4(3)(a) of S.R. 2010 No. 69, regulation 10(2)(b) of S.R. 2011 No. 357, regulation 3(2)(b) of S.R. 2017 No. 205, regulation 3(2)(c) of S.R. 2017 No. 219, regulation 3(2)(b) of S.R. 2020 No. 108 and regulation 3(2)(b) of S.R. 2021 No. 345

<sup>(6)</sup> Sub-paragraph (ad) was inserted by regulation 3(3) of S.R. 2021 No. 345

<sup>(7)</sup> Sub-paragraph (ad) was inserted by regulation 3(4) of S.R. 2021 No. 345

“(ae) which is a Post Office compensation payment;”.

(5) In regulation 113(3B)(8) (notional capital), after sub-paragraph (c) add—

“(d) a Post Office compensation payment;

(e) a vaccine damage payment.”.

(6) In paragraph 17(8)(b)(9) (non-dependant deductions) of Schedule 2 (housing costs), for “or a Windrush payment” substitute “, Windrush payment or Post Office compensation payment”.

(7) In Schedule 6 (sums to be disregarded in the calculation of income other than earnings), in paragraph 41—

(a) in sub-paragraph (1A)(10), after head (c) add—

“(d) Post Office compensation payment.”;

(b) in each of sub-paragraphs (2) to (6)(11), for “or a Windrush payment” substitute “, a Windrush payment, a Post Office compensation payment or a vaccine damage payment”.

(8) In Schedule 7 (capital to be disregarded), in paragraph 27—

(a) in sub-paragraph (1A)(12) after “Windrush payment” insert “, Post Office compensation payment or vaccine damage payment”;

(b) in each of sub-paragraphs (2) to (6)(13), for “or a Windrush payment” substitute “, a Windrush payment, a Post Office compensation payment or a vaccine damage payment”.

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#### Commencement Information

**II** Reg. 3 in operation at 9.7.2023, see [reg. 1\(1\)](#)

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- (8) Regulation 113(3B) was inserted by regulation 3(5)(c) of [S.R. 2020 No. 108](#) and substituted by regulation 3(5) of [S.R. 2021 No. 345](#)
- (9) Paragraph 17(8)(b) was amended by regulation 3(10)(a) of [S.R. 2020 No. 108](#) and amended by regulation 3(6) of [S.R. 2021 No. 345](#)
- (10) Sub-paragraph (1A) was inserted by regulation 3(11)(b)(ii) of [S.R. 2020 No. 108](#) and amended by regulation 3(7)(b) of [S.R. 2021 No. 345](#)
- (11) Sub-paragraphs (2) to (6) were amended by regulation 3(7)(c) of [S.R. 2021 No. 345](#). Sub-paragraphs (2) to (5) were amended by Article 2(3) and paragraph 23(12)(b) of Schedule 3 to [S.R. 2005 No. 536](#), regulation 4(8)(e) of [S.R. 2010 No. 69](#) and regulation 3(11)(b)(iii) of [S.R. 2020 No. 108](#). Sub-paragraph (6) was amended by regulation 3(11)(b)(iv) of [S.R. 2020 No. 108](#)
- (12) Sub-paragraph (1A) was inserted by regulation 3(12)(a)(ii) of [S.R. 2020 No. 108](#) and amended by regulation 3(8)(a)(i) of [S.R. 2021 No. 345](#)
- (13) Sub-paragraphs (2) to (6) were amended by regulation 3(8)(a)(ii) of [S.R. 2021 No. 345](#). Sub-paragraphs (2) to (5) were amended by Article 2(3) and paragraph 23(13)(c) of Schedule 3 to [S.R. 2005 No. 536](#), regulation 4(8)(f) of [S.R. 2010 No. 69](#) and regulation 3(12)(a)(iii) of [S.R. 2020 No. 108](#). Sub-paragraph (6) was amended by regulation 3(12)(a)(iv) of [S.R. 2020 No. 108](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Income and Capital Disregards) (Amendment) Regulations (Northern Ireland) 2023, Section 3.