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DRAFT STATUTORY INSTRUMENTS

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**2014 No.**

**The Statutory Shared Parental Pay (General) Regulations 2014**

**PART 2**

**ENTITLEMENT TO STATUTORY SHARED PARENTAL PAY (BIRTH)**

**Other cases where there is no liability to pay statutory shared parental pay**

**14.**—(1) There is no liability to pay statutory shared parental pay (birth) to M or, as the case may be, P in respect of any week—

- (a) during any part of which the person who is entitled to that pay is entitled to statutory sick pay under Part 11 of the 1992 Act;
- (b) following that in which the person who is claiming that pay has died; or
- (c) during any part of which the person who is entitled to that pay is detained in legal custody or sentenced to a term of imprisonment except where the sentence is suspended (but see paragraph (2)).

(2) There is liability to pay statutory shared parental pay (birth) to M or, as the case may be, P in respect of any week during any part of which the person who is entitled to that pay is detained in legal custody where that person—

- (a) is released subsequently without charge;
- (b) is subsequently found not guilty of any offence and is released; or
- (c) is convicted of an offence but does not receive a custodial sentence.