
DRAFT STATUTORY INSTRUMENTS

2014 No.

The Statutory Shared Parental Pay (General) Regulations 2014

PART 3

ENTITLEMENT TO STATUTORY SHARED PARENTAL PAY (ADOPTION)

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

26.—(1) There is no liability to pay statutory shared parental pay (adoption) to A or, as the case may be, AP 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 has died; or
- (c) during any part of which the person who is entitled to it 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 to A or, as the case may be, AP in respect of any week during any part of which the person 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.