

Status: Point in time view as at 18/10/1999. This version of this provision has been superseded.

Changes to legislation: Jobseekers Act 1995, Paragraph 10 is up to date with all changes known to be in force on or before 12 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 1

SUPPLEMENTARY PROVISIONS

Commencement Information

- II** Sch. 1 wholly in force at 7.10.1996; Sch. 1 not in force at Royal Assent, see s. 41(2); Sch. 1 in force (12.12.1995) for the purpose of authorising the making of regulations by S.I. 1995/3228, art. 2(b), Sch.; Sch. 1 in force (7.10.1996) in so far as not already in force by S.I. 1996/2208, art. 2(b)

Claims yet to be determined and suspended payments

- 10 (1) In such circumstances as may be prescribed, a claimant may be treated as being entitled to an income-based jobseeker's allowance before his claim for a jobseeker's allowance has been determined.
- (2) In such circumstances as may be prescribed, an income-based jobseeker's allowance shall be payable to a claimant even though payment to him of a jobseeker's allowance has been suspended by virtue of regulations under [F1section 21(2) of the Social Security Act 1998].
- (3) A jobseeker's allowance shall be payable by virtue of sub-paragraph (1) or (2) only if the claimant has complied with such requirements as to the provision of information as may be prescribed for the purposes of this paragraph.
- (4) Regulations may make provision for a jobseeker's allowance payable by virtue of sub-paragraph (1) or (2) to be—
- (a) payable at a prescribed rate;
 - (b) payable for a prescribed period;
 - (c) treated as being a contribution-based jobseeker's allowance for the purposes of section 5 of this Act.
- (5) Regulations may make provision—
- (a) for the recovery, by prescribed means and in prescribed circumstances, of the whole or part of any amount paid by virtue of sub-paragraph (1) or (2);
 - (b) for the whole or part of any amount paid by virtue of sub-paragraph (1) to be treated, if an award is made on the claim referred to there, as having been paid on account of the jobseeker's allowance awarded;
 - (c) for the whole or part of any amount paid by virtue of sub-paragraph (2) to be treated, if the suspension referred to there is lifted, as having been paid on account of the suspended allowance.

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Textual Amendments

- F1** Words in **Sch. 1 para. 10(2)** substituted (18.10.1999 for specified purposes and otherwise *prosp.*) by 1998 c. 14, ss. 83, 87(2), **Sch. 7 para. 146**; S.I. 1999/2860, art. 2(c), **Sch. 1** (subject to transitional provisions in **Schs. 16-18**) (as amended (25.11.1999) by S.I. 1999/3178, art. 3(20), **Sch. 20 paras. 1(a), 2(a)**)

Modifications etc. (not altering text)

- C1** **Sch. 1 para. 10(2)** amended (*temp.*) by 1998 c. 14, ss. 83, 87(2), **Sch. 6 para. 5(2)**

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