



# Jobseekers Act 1995

## 1995 CHAPTER 18

### PART I

#### THE JOBSEEKER'S ALLOWANCE

##### *Income and capital*

#### **13 Income and capital: income-based jobseeker's allowance.**

[<sup>F1</sup>(1) No person shall be entitled to an income-based jobseeker's allowance if his capital, or a prescribed part of it, exceeds the prescribed amount.

(2) Where a person claiming an income-based jobseeker's allowance is a member of a family, the income and capital of any member of that family shall, except in prescribed circumstances, be treated as the income and capital of the claimant.

[<sup>F2</sup>(2A) Subsections (1) and (2) do not apply as regards a joint-claim jobseeker's allowance; but a joint-claim couple shall not be entitled to a joint-claim jobseeker's allowance if the couple's capital, or a prescribed part of it, exceeds the prescribed amount.

(2B) Where a joint-claim couple claim a joint-claim jobseeker's allowance—

(a) the couple's income and capital includes the separate income and capital of each of them; and

(b) the income and capital of any other person who is a member of any family of which the couple are members shall, except in prescribed circumstances, be treated as income and capital of the couple.]

(3) Regulations may provide that capital not exceeding the amount prescribed under subsection (1), but exceeding a prescribed lower amount, shall be treated, to a prescribed extent, as if it were income of a prescribed amount.]

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*Status: Point in time view as at 29/04/2013. This version of this provision has been superseded.*

*Changes to legislation: Jobseekers Act 1995, Section 13 is up to date with all changes known to be in force on or before 29 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)*

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### Textual Amendments

- F1** S. 13 repealed (29.4.2013 for specified purposes) by **Welfare Reform Act 2012 (c. 5), s. 150(3), Sch. 14 Pt. 1**; S.I. 2013/983, arts. 4(1)(c), 5, Sch. 1 (with arts. 6, 9(1), 22, Sch. 4) (as amended: (1.7.2013) by S.I. 2013/1511; (29.10.2013) by S.I. 2013/2657; (16.6.2014) by S.I. 2014/1452; (30.6.2014) by S.I. 2014/1661; (28.7.2014) by S.I. 2014/1923; (15.9.2014) by S.I. 2014/2321; (17.11.2014) by S.I. 2014/3067; (21.11.2014) by S.I. 2014/3094; (19.1.2015) by S.I. 2015/32 (as amended (10.2.2015) by S.I. 2015/101); (10.3.2015) by S.I. 2015/634; and (20.7.2015) by S.I. 2015/1537)
- F2** S. 13(2A)-(2B) inserted (19.3.2001) by 1999 c. 30, s. 59, **Sch. 7 para. 9**; S.I. 2000/2958, **art. 2(2)**

### Commencement Information

- I1** S. 13 wholly in force at 7.10.1996; s. 13 not in force at Royal Assent, see s. 41(2); s. 13 in force (12.12.1995) for the purpose of authorising the making of regulations by S.I. 1995/3228, **art. 2(b)**, **Sch.**; s. 13 in force (7.10.1996) in so far as not already in force by S.I. 1996/2208, **art. 2(b)**

**Status:**

Point in time view as at 29/04/2013. This version of this provision has been superseded.

**Changes to legislation:**

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