

Status: Point in time view as at 01/12/2000.

Changes to legislation: Welfare Reform and Pensions Act 1999, Paragraph 4 is up to date with all changes known to be in force on or before 19 June 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 7

JOINT CLAIMS FOR JOBSEEKER’S ALLOWANCE

Jobseekers Act 1995 (c.18)

- 4 (1) In subsection (1) of section 3 (the income-based conditions), for “section 1(2)(d)(ii)” substitute “ section 1(2A)(b) ”.

- (2) After that section insert—

“3A The conditions for claims by joint-claim couples.

- (1) The conditions referred to in section 1(2B)(c) are—

- (a) that the income of the joint-claim couple does not exceed the applicable amount (determined in accordance with regulations under section 4) or the couple have no income;
- (b) that no member of a family of which the couple are members is entitled to income support;
- (c) that no member of any such family (other than the couple) is entitled to an income-based jobseeker’s allowance;
- (d) that at least one member of the couple has reached the age of 18; and
- (e) that if only one member of the couple has reached the age of 18, the other member of the couple is a person—

- (i) in respect of whom a direction under section 16 is in force; or

- (ii) who has, in prescribed circumstances to be taken into account for a prescribed period, reached the age of 16.

- (2) Subsections (2) and (4) of section 3 shall apply in relation to a member of the couple to whom subsection (1)(e)(i) or (ii) above applies as they apply in relation to a claimant to whom subsection (1)(f)(ii) or (iii) of that section applies.

- (3) In subsection (1)(e)(ii) above “period” shall be construed in accordance with section 3(3).

3B Joint-claim couples: the nominated member.

- (1) Where a joint-claim couple make a claim for a joint-claim jobseeker’s allowance, they may nominate one of them as the member of the couple to whom the allowance is to be payable.

- (2) In default of one of them being so nominated, the allowance shall be payable to whichever of them is nominated by the Secretary of State.

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- (3) Subsections (1) and (2) have effect subject to section 4A(4) and (7).
- (4) In this Act references to the nominated member of a joint-claim couple are, except where section 20A(7) applies, to the member of the couple nominated under subsection (1) or (2) above; and where section 20A(7) applies, references to the nominated member of such a couple are to the member of the couple to whom section 20A(7) provides for the allowance to be payable.
- (5) Nothing in this section or section 20A(7) affects the operation of any statutory provision by virtue of which any amount of the allowance is required or authorised to be paid to someone other than the nominated member of the couple.”

Commencement Information

- II** Sch. 7 para. 4 wholly in force at 19.3.2001; Sch. 7 para. 4 in force for certain purposes at Royal Assent see s. 89(1)(5); Sch. 7 para. 4 in force at 19.3.2001 by S.I. 2000/2958, art. 2(2)

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