

## STATUTORY INSTRUMENTS

# 1997 No. 2197

## The Income-related Benefits and Jobseeker's Allowance (Amendment) (No. 2) Regulations 1997

### Amendment of the Income Support Regulations

5.—(1) The Income Support Regulations shall be amended in accordance with the following paragraphs.

(2) In regulation 4ZA (prescribed categories of person) <sup>M1</sup> after paragraph (3) the following paragraph shall be added—

“(4) A person who falls within a prescribed category in Schedule 1B <sup>M2</sup> for the purposes of this regulation for any day in a benefit week, shall fall within that category for the whole of that week.”.

(3) In regulation 40(3A) (calculation of income other than earnings) <sup>M3</sup> for the word “week” there shall be substituted the words “benefit week”.

(4) After regulations 42(2)(h) (notional income) <sup>M4</sup> and 51(1)(b) and (2)(d) (notional capital) <sup>M5</sup> the word “or” and the following sub-paragraph bearing the appropriate letter shall be inserted—  
“any sum to which paragraph 44(a) or 45(a) of Schedule 10 (disregard of compensation for personal injuries which is administered by the Court) <sup>M6</sup> refers.”.

(5) In regulation 61 (interpretation) in paragraph (c) of the definition of “grant income” for the words “paragraph 1, 2 or 7 of Schedule 1” there shall be substituted the words “paragraph 1, 2, 10, 11 or 12 of Schedule 1B”.

(6) In Part II of Schedule 4 (persons to whom regulation 19 does not apply) paragraphs 16 and 17 shall be omitted.

(7) In Schedule 7 (applicable amounts in special cases) in column 1 of paragraph 13A(2) <sup>M7</sup> for the words from “which includes” to the end, there shall be substituted the words “which a claimant requires by reason of old age, disablement, past or present dependence on alcohol or drugs, past or present mental disorder or a terminal illness.”.

### Marginal Citations

**M1** Regulation 4ZA was inserted by S.I. 1996/206, regulation 4.

**M2** Schedule 1B was inserted by S.I. 1996/206, regulation 22.

**M3** Paragraph (3A) was inserted by S.I. 1990/1549; relevant amending instruments S.I. 1991/236 and 1997/65.

**M4** Sub-paragraph (h) was added by S.I. 1996/1944, Schedule.

**M5** Sub-paragraph(d) was added by S.I. 1995/2303, regulation 6.

**M6** Paragraphs 44 and 45 were added by S.I. 1994/2139, regulation 33 and are amended by regulation 7(9) and (10) of these Regulations.

**M7** Paragraph 13A was inserted by S.I. 1989/1678, relevant amending instrument S.I. 1995/516 regulation 11.

**Changes to legislation:**

There are currently no known outstanding effects for the The Income-related Benefits and Jobseeker's Allowance (Amendment) (No. 2) Regulations 1997, Section 5.