

---

*Status: Point in time view as at 03/04/2006.*

*Changes to legislation: There are currently no known outstanding effects for the The Jobseeker's Allowance (Jobseeker Mandatory Activity) Pilot Regulations 2005 (revoked). (See end of Document for details)*

---

---

## STATUTORY INSTRUMENTS

---

# 2005 No. 3466

## SOCIAL SECURITY

### The Jobseeker's Allowance (Jobseeker Mandatory Activity) Pilot Regulations 2005

*Made - - - - 15th December 2005*

*Coming into force - - 3rd April 2006*

These Regulations are made in exercise of the powers conferred by sections 19(10)(c), 29(1) and (3), 35(1) and 36(2) and (4) of the Jobseekers Act 1995 <sup>M1</sup>.

These Regulations are made with a view to ascertaining whether their provisions will, or will be likely to, encourage persons to obtain work or will, or will be likely to, facilitate the obtaining by persons of work <sup>M2</sup>.

A draft of this instrument has been laid before Parliament in accordance with section 37(2) of the Jobseekers Act 1995 and approved by resolution of each House of Parliament.

The Social Security Advisory Committee has agreed that the proposals in respect of these regulations should not be referred to it <sup>M3</sup>.

Accordingly the Secretary of State for Work and Pensions makes the following Regulations:

#### Marginal Citations

**M1** 1995 c. 18. Section 35(1) is an interpretation provision and is cited because of the meaning given there to the words “prescribed” and “regulations”. Section 35(1) and 36(4) were amended by section 2 of, and paragraphs 62 and 63 respectively of Schedule 3 to the [Social Security Contributions \(Transfer of Functions, etc\) Act 1999 \(c. 2\)](#).

**M2** See section 29(8) of the Jobseekers Act 1995.

**M3** See sections 170 and 173(1)(b) of the Social Security Administration Act 1992(c. 5); [paragraph 67](#) of Schedule 2 to the Jobseekers Act 1995 added that Act to the list of “relevant enactments” in respect of which regulations must normally be referred to the Committee.

#### Citation, commencement and duration

1.—(1) These Regulations may be cited as the Jobseeker's Allowance (Jobseeker Mandatory Activity) Pilot Regulations 2005 and shall come into force on 3rd April 2006.

(2) These Regulations shall cease to have effect on 2nd April 2007 unless revoked with effect from an earlier date.

*Status: Point in time view as at 03/04/2006.*

*Changes to legislation: There are currently no known outstanding effects for the The Jobseeker's Allowance (Jobseeker Mandatory Activity) Pilot Regulations 2005 (revoked). (See end of Document for details)*

## Interpretation

### 2.—(1) In these Regulations—

“appropriate office” means an office, by whatever name it is from time to time known, of the Department for Work and Pensions which is identified in the Schedule to these Regulations by reference to its region, district and name as at the date these Regulations come into force, and where such an office closes, a reference in the Schedule to that office shall be construed in relation to any person as a reference to the office which that person is required to attend instead of that office;

“benefit” means a jobseeker's allowance or any earnings credited to a person in accordance with regulation 8A of the Social Security (Credits) Regulations 1975 <sup>M4</sup>;

“the Jobseeker's Regulations” means the Jobseeker's Allowance Regulations 1996 <sup>M5</sup>;

“Jobseeker Mandatory Activity Pilot” means the employment programme known by that name and provided in pursuance of arrangements made by or on behalf of the Secretary of State under section 2 of the Employment and Training Act 1973 <sup>M6</sup>, being a programme comprising an initial three-day work focused course and three follow-up interviews with an adviser, for any individual who has been receiving benefit for a continuous period of not less than six months ending on the first required entry date to any such programme.

(2) In respect of any period throughout which a member of a joint-claim couple is receiving a joint-claim jobseeker's allowance, the other member of that couple shall, for the purposes of these Regulations, also be treated as receiving benefit throughout that period.

### Marginal Citations

- M4** [S.I.1975/556](#). Regulation 8A was inserted by [S.I.1996/2367](#); the relevant amending instruments are S.I 2000/3120, 2001/518, 1711 and 2002/490.
- M5** [S.I.1996/207](#).
- M6** [1973 c. 50](#).

## Application of the Jobseeker Mandatory Activity Pilot

### 3.—(1) In relation to a person to whom paragraph (2) applies—

(a) regulation 69 of the Jobseeker's Regulations (prescribed period for the purposes of section 19(2) and 20A(3) <sup>M7</sup>) shall have effect with the following amendments—

(i) in paragraph (1)(a), for “(c) or (d)” substitute “ (c), (d) or (e) ”;

(ii) in paragraph (1)(b) after “regulation 75(1)(a)(i)(bb)” insert “ or a case where sub-paragraph (e) applies ”;

(iii) after paragraph (1)(d) insert the following sub-paragraph—

“(e) one week in a case where a jobseeker's allowance is determined not to be payable in circumstances relating to the employment programme known as the Jobseeker Mandatory Activity Pilot and falling within section 19(5) or section 20A(2)(a) to (c).”;

(b) “employment programme” in the Jobseeker's Regulations means, in addition to the employment programmes listed in regulation 75 of the Jobseeker's Regulations (interpretation), the Jobseeker Mandatory Activity Pilot.

(2) Subject to paragraph (3), this paragraph shall apply to any person in respect of whom the Secretary of State considers it appropriate that he should participate in the Jobseeker Mandatory Activity Pilot and who—

- (a) on or after 3rd April 2006, but before 2nd April 2007, attends an appropriate office pursuant to a notification given or sent under regulation 23 or 23A of the Jobseeker's Regulations (attendance and attendance by members of a joint-claim couple);
- (b) on the day he attends, is aged 25 years or over;
- (c) has been receiving benefit for a continuous period of not less than six months; and
- (d) has been given or sent a notice in writing by an employment officer advising him that, if he fails to participate in the Jobseeker Mandatory Activity Pilot, his jobseeker's allowance could cease to be payable or could be payable at a lower rate.

(3) Paragraph (2) shall cease to apply to a person from the date on which he changes address if, as a consequence of changing his address, he is notified under regulation 23 or 23A of the Jobseeker's Regulations that he should attend at an office of the Department for Work and Pensions which is not an appropriate office for the purposes of these Regulations.

(4) However, in a case where paragraph (2) ceases to apply to a person from a particular date by virtue of paragraph (3), any relevant determination made before that date in relation to that person shall continue to have effect.

(5) In paragraph (4), "relevant determination" means a determination that—

- (a) his jobseeker's allowance is not payable under section 19 of the Jobseekers Act 1995, or
- (b) he be subject to a sanction under section 20A of that Act.

#### **Marginal Citations**

**M7** [Section 20A](#) was inserted by paragraph 13 of Schedule 7 to the [Welfare Reform and Pensions Act 1999](#) (c. 30).

Signed by authority of the Secretary of State for Work and Pensions.

15th December 2005

*Margaret Hodge*  
Minister of State,  
Department for Work and Pensions

**Status:** Point in time view as at 03/04/2006.**Changes to legislation:** There are currently no known outstanding effects for the The Jobseeker's Allowance (Jobseeker Mandatory Activity) Pilot Regulations 2005 (revoked). (See end of Document for details)

## Schedule

Regulation 2(1)

<b>Region</b>	<b>District</b>	<b>Office</b>
East of England	Bedfordshire & Hertfordshire	Biggleswade Bedford Dunstable Leighton Buzzard Luton
South East	Surrey & Sussex	Staines Camberley Redhill Weybridge Woking Epsom Esher Guildford
	Berkshire, Buckinghamshire & Oxfordshire	Banbury Milton Keynes Oxford Witney Didcot Abingdon Aylesbury Bletchley Chesham High Wycombe
North West	Cheshire & Warrington	Chester Macclesfield Nantwich Neston Northwich Wilmslow Winsford Crewe Warrington Congleton Ellesmere Port
	Cumbria	Kendal Ulverston Carlisle Cleator Moor Cockermouth Keswick Maryport Millom Penrith Whitehaven Workington

		Barrow
Wales	South East Wales	Cardiff Barry Penarth
West Midlands	Staffordshire	Hanley Longton Cannock Newcastle under Lyme Lichfield Burton Burslem Kidsgrove Leek Stafford Stone Tamworth Uttoxeter
Yorkshire & The Humber	West Yorkshire	Spennings Valley Halifax Huddersfield Batley Brighouse Todmorden Dewsbury Hemsworth Wakefield Castleford Pontefract
Scotland	Lanarkshire & East Dunbartonshire	Bellshill Hamilton Motherwell East Kilbride Cumbernauld Airdrie Lanark Rutherglen Cambuslang Kirkintilloch
London	South London	Sutton Mitcham Wimbledon Orpington Bromley Croydon Twickenham Kingston Thornton Heath New Addington Purley Lewisham

**Status:** Point in time view as at 03/04/2006.

**Changes to legislation:** There are currently no known outstanding effects for the The Jobseeker's Allowance (Jobseeker Mandatory Activity) Pilot Regulations 2005 (revoked). (See end of Document for details)

Woolwich  
Greenwich  
Forest Hill  
Deptford  
Bexleyheath  
Erith  
Eltham

---

---

### EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations introduce the Jobseeker Mandatory Activity Pilot made under the pilot-making power in section 29 of the Jobseekers Act 1995 (c. 18).

The Jobseeker Mandatory Activity Pilot is an employment programme which consists of a three-day course followed by three further follow-up interviews. Any claimant who falls within the criteria specified in regulation 3(2) is required to attend this programme.

Regulation 3(1)(a) amends regulation 69 of the Jobseeker's Allowance Regulations 1996 (S.I. 1996/207) so that any person who fails to take part in or attend any part of the pilot may be sanctioned for one week for each failure to attend. Regulation 3(3) provides that a person ceases to be required to attend the programme if he changes address and is required to attend an office of the Department for Work and Pensions which is not in the pilot areas. Regulation 3(4) provides that regulation 3(3) should not affect a sanction imposed on a person before he changed address.

The pilot areas are set out in the Schedule to these Regulations.

A full regulatory impact assessment has not been produced for the instrument as it has no impact on the costs of business.

**Status:**

Point in time view as at 03/04/2006.

**Changes to legislation:**

There are currently no known outstanding effects for the The Jobseeker's Allowance (Jobseeker Mandatory Activity) Pilot Regulations 2005 (revoked).