
STATUTORY INSTRUMENTS

2008 No. 1826

The Social Security (Students Responsible for Children or Young Persons) Amendment Regulations 2008

Amendment of the Jobseeker's Allowance Regulations 1996

- 3.—(1) The Jobseeker's Allowance Regulations 1996(1) are amended as follows.
- (2) The existing provisions of regulation 15(2) (circumstances in which a person is not to be regarded as available for employment) become paragraph (1) of that regulation.
- (3) For the provision that becomes regulation 15(1)(a) substitute—
- “(a) subject to paragraph (2), if he is full-time student during the period of study;”
- (4) After the provisions that become regulation 15(1) add—
- “(2) Notwithstanding paragraph (1)(a), a full-time student shall be regarded as available for employment during the period of the summer vacation appropriate to his course, but only if the first and second conditions are satisfied.
- (3) The first condition is satisfied if—
- (a) in the case of a student with a partner, the partner is also a full-time student and either of them is treated as responsible for a child or a young person; or
- (b) in any other case, the student is treated as responsible for a child or young person.
- (4) The second condition is satisfied if the student is—
- (a) available for employment in accordance with this Chapter; or
- (b) treated as available for employment in accordance with regulation 14(1)(a) or (k).”
- (5) In regulations 14(1) (circumstances in which a person is to be treated as available)(3) and 17A(1) (further circumstances in which a person is to be treated as available: full-time students participating in a qualifying course)(4), and in paragraph 13(8)(b) of Schedule 2 (housing costs), for “15(a)” in each place, substitute “15(1)(a)”.

(1) [S.I. 1996/207](#).

(2) Regulation 15 was amended by [S.I. 1997/563](#) and [2002/3072](#).

(3) Regulation 14(1) was amended by [S.I. 1996/1517](#), [1997/563](#), [1999/3087](#), [2000/3336](#), [2004/1869](#), [2006/1402](#).

(4) Regulation 17A was inserted by [S.I. 1998/1274](#).