
STATUTORY INSTRUMENTS

2008 No. 2428

The Employment and Support Allowance
(Miscellaneous Amendments) Regulations 2008

PART 3

Miscellaneous Amendments

Amendment of regulation 43

36. In regulation 43(2) (amendment of regulation 2)—

(a) after sub-paragraph (e) insert—

“(ee) after the definition of “Jobseeker’s Allowance Regulations” insert—

““limited capability for work” has the meaning given in section 1(4) of the Welfare Reform Act;

“limited capability for work-related activity” has the meaning given in section 2(5) of the Welfare Reform Act;” and

(b) for sub-paragraph (f) substitute—

“(f) after the definition of “the Macfarlane Trust” insert—

““main phase employment and support allowance” means an employment and support allowance where the calculation of the amount payable in respect of the claimant includes a component under section 2(1)(b) or 4(2)(b) of the Welfare Reform Act;”.