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STATUTORY INSTRUMENTS

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**2011 No. 1349**

The Employment and Support Allowance  
(Work-Related Activity) Regulations 2011

**PART 5**

Amendment to the Social Security and Child  
Support (Decisions and Appeals) Regulations 1999

**Amendment to the Social Security and Child Support (Decisions and Appeals) Regulations 1999**

**21.** In regulation 1(3) of the Social Security and Child Support (Decisions and Appeals) Regulations 1999<sup>M1</sup> (interpretation), for the definition of “failure determination”<sup>M2</sup>, substitute—

““failure determination” means a determination by the Secretary of State under regulation 61(2) of the Employment and Support Allowance Regulations or regulation 8(2) of the Employment and Support Allowance (Work-Related Activity) Regulations 2011 that a claimant has failed to satisfy a requirement of regulation 54 of the Employment and Support Allowance Regulations (requirement to take part in a work-focused interview) or regulation 3 of the Employment and Support Allowance (Work-Related Activity) Regulations 2011 (requirement to undertake work-related activity).”

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**Marginal Citations**

**M1** [S.I. 1999/991](#).

**M2** The definition of “failure determination” was inserted by regulation 30(c) of [S.I. 2008/1554](#).

**Changes to legislation:**

There are currently no known outstanding effects for the The Employment and Support Allowance (Work-Related Activity) Regulations 2011, PART 5.