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STATUTORY INSTRUMENTS

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**2011 No. 2425**

**The Social Security (Miscellaneous  
Amendments) (No. 3) Regulations 2011**

**PART 3**

**AMENDMENTS TO SECONDARY LEGISLATION**

**Amendments to the Social Security (Claims and Payments) Regulations 1987**

**8.** Paragraph 1 of Schedule 9 to the Social Security (Claims and Payments) Regulations 1987<sup>(1)</sup> (deductions from benefit and direct payment to third parties) is amended as follows—

- (a) in sub-paragraph (1)—
  - (i) in the definition of “contribution-based jobseeker’s allowance” before “means” insert “(except where used in sub-paragraph (2)(b))”, and
  - (ii) in the definition of “contributory employment and support allowance” before “means” insert “(except where used in sub-paragraph (3)(b))”;
- (b) for sub-paragraph (2)(b) substitute—
  - “(b) contribution-based jobseeker’s allowance where—
    - (i) both income-based jobseeker’s allowance and contribution-based jobseeker’s allowance are in payment and the income-based jobseeker’s allowance alone is insufficient for the purposes of this Schedule; or
    - (ii) if there was no entitlement to contribution-based jobseeker’s allowance, there would be entitlement to income-based jobseeker’s allowance at the same rate.”; and
- (c) for sub-paragraph (3)(b) substitute—
  - “(b) contributory employment and support allowance where—
    - (i) both income-related employment and support allowance and contributory employment and support allowance are in payment and the income-related employment and support allowance alone is insufficient for the purposes of this Schedule; or
    - (ii) if there was no entitlement to a contributory employment and support allowance, there would be entitlement to income-related employment and support allowance at the same rate.”.

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<sup>(1)</sup> [S.I. 1987/1968](#). Paragraph 1 was amended by [S.I. 1996/1460](#), [S.I. 1996/2344](#) and [S.I. 2008/1554](#) and by other instruments, but not in a way material to these Regulations.