
STATUTORY INSTRUMENTS

2015 No. 89

The Universal Credit (Work-Related Requirements) In Work Pilot Scheme and Amendment Regulations 2015

PART 3

THE IN WORK PILOT SCHEME

Provision made for piloting purposes

4.—(1) The following provision is made in accordance with section 41 of the Act to test the extent to which the imposition of work-related requirements on persons already in paid work is likely to promote their remaining in work, or obtaining or being able to obtain, more work or better-paid work.

(2) Regulation 99 of the Universal Credit Regulations (which provides for the suspension of work search requirements and work availability requirements where the claimant's weekly earnings from employment or, if the claimant is a member of a couple their combined weekly earnings from employment, reach a specified amount) is to apply as if paragraph (6) were omitted.

(3) The provision made by paragraph (2) is to apply only in relation to qualifying claimants who have been selected by the Secretary of State in accordance with regulation 5 and notified of that selection in accordance with regulation 6.

(4) The provision made by paragraph (2) ceases to apply to a person who has been selected in accordance with regulation 5 where—

- (a) that person ceases to be a qualifying claimant (but see paragraph (5)); or
- (b) the Secretary of State determines that that provision should cease to apply because—
 - (i) the person has moved to live in a different geographical area, or
 - (ii) the Secretary of State has determined that the testing of particular work-related requirements that have been imposed on that person has concluded.

(5) Where a person has been selected in accordance with regulation 5 and, by reason only of an increase or decrease in their weekly earnings (or, if they are a member of a couple, the weekly earnings of the other member) the person is no longer a qualifying claimant, paragraph (2) applies again if the person becomes a qualifying claimant again unless, in the intervening period,—

- (a) paragraph (2) has ceased to apply for another reason; or
- (b) the person has ceased to be entitled to universal credit for a continuous period of 6 months or more.

Selection of participants

5.—(1) A selection for the purpose of regulation 4 is to be made by the Secretary of State on a random sampling basis from persons who, at the time of the selection, are qualifying claimants.

(2) The Secretary of State may make a selection in accordance with paragraph (1) on more than one occasion and, on each occasion, the Secretary of State may limit that selection to qualifying

Status: Point in time view as at 29/01/2015.

Changes to legislation: There are currently no known outstanding effects for the The Universal Credit (Work-Related Requirements) In Work Pilot Scheme and Amendment Regulations 2015, PART 3. (See end of Document for details)

claimants living in a particular geographical area determined by the Secretary of State or to persons who have become qualifying claimants within a period determined by the Secretary of State.

Notification of participants

6.—(1) The Secretary of State must notify a claimant in writing when—

- (a) the claimant is selected in accordance with regulation 5; and
- (b) the provision made by regulation 4(2) ceases to apply to the claimant by virtue of regulation 4(4), unless it is because the claimant is no longer a qualifying claimant by reason only of a change in earnings.

(2) Where, for the purposes of this regulation, the Secretary of State sends a notice by post to the claimant's last known address, it is to be treated as having been given or sent on the day that it was posted.

(3) Schedule 2 to the Universal Credit, Personal Independence Payment, Jobseeker's Allowance and Employment and Support Allowance (Claims and Payments) Regulations 2013 ^{M1} applies to the delivery of an electronic communication sent by the Secretary of State for the purposes of this regulation in the same manner as it applies to the delivery of electronic communications for the purposes of those Regulations.

Marginal Citations

M1 S.I. 2013/380.

Meaning of “qualifying claimant”

7. A qualifying claimant is a person who—

- (a) falls within section 22 of the Act (claimants subject to all work-related requirements);
- (b) has weekly earnings of such an amount (or, if the person is a member of a couple, the couple has combined weekly earnings of such an amount) that, apart from regulation 4(2), regulation 99(6) of the Universal Credit Regulations would apply ^{M2};
- (c) is not a person on whom the Secretary of State must not impose work-related requirements by virtue of regulation 98 of the Universal Credit Regulations ^{M3} (victims of domestic violence); and
- (d) is not a person to whom any of the following paragraphs of regulation 99 of the Universal Credit Regulations (circumstances in which requirements must not be imposed) applies—
 - (i) paragraph (3) (which provides for suspension of work search and work availability requirements for various reasons, including imprisonment and treatment for alcohol or drug dependency), except sub-paragraph (a) (claimant attending court as a witness etc.) and sub-paragraph (g) (claimant engaged in a public duty), or
 - (ii) paragraph (5)(c) (claimant unfit for work for longer than 14 days).

Marginal Citations

M2 Regulation 99(6) is amended by Part 2 of these Regulations.

M3 Regulation 98 was amended by S.I. 2013/1508 and 2014/597.

Expiry of the pilot scheme

8. This Part ceases to have effect at the end of the period of three years starting with the day on which these Regulations come into force, unless it continues in effect by order of the Secretary of State under section 41(5)(a) of the Act.

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