
STATUTORY INSTRUMENTS

2017 No. 995

The Social Security and Child Support (Care Payments and Tenant Incentive Scheme) (Amendment) Regulations 2017

PART 3

**AMENDMENTS RELATING TO THE TREATMENT OF
CONTINUING CARE PAYMENTS IN SOCIAL SECURITY BENEFITS**

Amendment of the Jobseeker's Allowance Regulations 1996

11.—(1) The Jobseeker's Allowance Regulations 1996 are amended as follows.

(2) In regulation 53 (persons treated as not engaged in remunerative work), after paragraph (f) insert—

“(fa) he is engaged in caring for a person who is provided with continuing care by a local authority by virtue of arrangements made under section 26A of the Children (Scotland) Act 1995 and is in receipt of a payment made under that section of that Act;”.

(3) In regulation 100 (earnings of self-employed earners)—

(a) in paragraph (2), after sub-paragraph (b) insert—

“(ba) any payment made in accordance with section 26A of the Children (Scotland) Act 1995 (duty to provide continuing care)—

(i) to a claimant; or

(ii) where paragraph (3) applies, to another person (“A”) which A passes on to the claimant;”;

(b) after paragraph (2) insert—

“(3) This paragraph applies only where A—

(a) was formerly in the claimant's care;

(b) is aged 16 or over; and

(c) continues to live with the claimant.”.