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STATUTORY INSTRUMENTS

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**2022 No. 260**

**The Universal Credit and Employment and Support Allowance (Terminal Illness) (Amendment) Regulations 2022**

**Amendments of the definition of when a person is “terminally ill”**

2.—(1) In the definition of “terminally ill” in regulation 2(1) of the Employment and Support Allowance Regulations 2008<sup>(1)</sup>, for “6 months” substitute “12 months”.

(2) In the definition of “terminally ill” in regulation 2 of the Universal Credit Regulations 2013<sup>(2)</sup>, for “6 months” substitute “12 months”.

(3) In the definition of “terminally ill” in regulation 2 of the Employment and Support Allowance Regulations 2013<sup>(3)</sup>, for “six months” substitute “12 months”.

(4) For the definition of “terminally ill” in regulation 2 of the Universal Credit, Personal Independence Payment, Jobseeker’s Allowance and Employment and Support Allowance (Decisions and Appeals) Regulations 2013<sup>(4)</sup> substitute—

““terminally ill” in relation to a claimant, means that the claimant is suffering from a progressive disease and that death in consequence of that disease can reasonably be expected—

- (a) within 12 months in the case of universal credit or an employment and support allowance;
- (b) within 6 months in any other case;”.

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(1) S.I. 2008/794.  
(2) S.I. 2013/376.  
(3) S.I. 2013/379.  
(4) S.I. 2013/381.