

**INCOME BASED JOBSEEKER’S ALLOWANCE – HIGHER PENSIONER PREMIUM AND DISABILITY PREMIUM**

<b>Contents</b>	<b>Paragraphs</b>
Introduction	1
Higher pensioner premium and Disability premium	2 – 4
Two child maximum	5
Annotations	
Contacts	

**INTRODUCTION**

- 1 This memo gives guidance on the amendments to regulations governing JSA(IB) HPP and DP introduced by the Universal Credit and Jobseeker’s Allowance (Miscellaneous Amendments) Regulations 2018 (UC & JSA (Misc Amdts) Regs (SI 2018 No. 1129). The changes take effect on 28.11.18<sup>1</sup>.

*1 UC & JSA (Misc Amdts) Regs, reg 1(2)*

**HIGHER PENSIONER PREMIUM AND DISABILITY PREMIUM**

- 2 Within JSA(IB), a qualifying condition for the award both of HPP and DP is that the claimant or their partner is in receipt of DLA. From 8.4.13, PIP replaced DLA for people who are aged 16 to 64, and, from the same date, AFIP was introduced as an alternative to PIP, for seriously injured Service and ex-Service personnel.
- 3 The qualifying conditions for the award of HPP and DP under JSA(IB) were extended to accommodate cases where the claimant or their partner has been awarded either PIP or AFIP. A DMG memo was issued and the changes later incorporated into the DMG Chapters 23101 et seq and 23122 et seq.
- 4 However, some of the cross-references necessary to support the change where the claimant has an award of either PIP or AFIP were unintentionally omitted from the legislation. That omission has been corrected<sup>1</sup>.

*1 JSA Reg 1996, Sch 1, para 12 (1)(a)(i) & para 13(1)(a) & (b)*

## **TWO CHILD MAXIMUM**

- 5 Currently, support for children within IS and JSA is limited to a maximum of two children, with some exceptions. From 28.11.18 children who are adopted or in non-parental caring arrangements will be disregarded when determining the order of children. A parent or carer will be able to receive a child personal allowance for any children in these arrangements, plus the first and second child in the household, as well as any other children who qualify for the other exceptions<sup>1</sup>.

*1. Social Security (Restrictions on Amounts for Children and Qualifying Young Persons) Amendment Regs 2017 reg 5(2) & 6(2)*

## **ANNOTATIONS**

Please annotate the number of this memo (17/18) against DMG paragraphs 23100, 23121 and DMG memo 10/17

## **CONTACTS**

If you have any queries about this memo, please write to Decision Making and Appeals (DMA) Leeds, 3<sup>rd</sup> Floor East, Quarry House, Leeds. Existing arrangements for such referrals should be followed, as set out in Memo DMG 23/16 - Obtaining legal advice and guidance on the Law.

**DMA Leeds: December 2018**

The content of the examples in this document (including use of imagery) is for illustrative purposes only