#### STATUTORY INSTRUMENTS

## 2017 No. 664 (C. 56)

## **SOCIAL SECURITY**

The Welfare Reform Act 2012 (Commencement No. 29 and Commencement No. 17, 19, 22, 23 and 24 and Transitional and Transitory Provisions (Modification)) Order 2017

*Made - - - - 19th May 2017* 

The Secretary of State for Work and Pensions makes the following Order in exercise of the powers conferred by section 150(3) and (4)(a), (b)(i) and (c) of the Welfare Reform Act 2012(1):

#### Citation

**1.** This Order may be cited as the Welfare Reform Act 2012 (Commencement No. 29 and Commencement No. 17, 19, 22, 23 and 24 and Transitional and Transitory Provisions (Modification)) Order 2017.

#### Interpretation

**2.**—(1) In this Order—

"claimant"—

- (a) in relation to an employment and support allowance, has the same meaning as in Part 1 of the Welfare Reform Act 2007(2);
- (b) in relation to a jobseeker's allowance, has the same meaning as in the Jobseekers Act 1995(3) (as it applies apart from the amendments made by Part 1 of Schedule 14 to the Welfare Reform Act 2012 that remove references to an income-based jobseeker's allowance);
- (c) in relation to universal credit, has the same meaning as in Part 1 of the Welfare Reform Act 2012(4);

"the Claims and Payments Regulations 1987" means the Social Security (Claims and Payments) Regulations 1987(5);

<sup>(1) 2012</sup> c. 5.

<sup>(2) 2007</sup> c. 5.

<sup>(3) 1995</sup> c. 18.

<sup>(</sup>**4**) See section 40.

<sup>(5)</sup> S.I. 1987/1968.

"employment and support allowance" means an employment and support allowance under Part 1 of the Welfare Reform Act 2007;

"jobseeker's allowance" means a jobseeker's allowance under the Jobseekers Act 1995;

"the No. 17 Order" means the Welfare Reform Act 2012 (Commencement No. 17 and Transitional and Transitory Provisions) Order 2014(6);

"the No. 19 Order" means the Welfare Reform Act 2012 (Commencement No. 19 and Transitional and Transitory Provisions and Commencement No. 9 and Transitional and Transitory Provisions (Amendment)) Order 2014(7);

"the No. 22 Order" means the Welfare Reform Act 2012 (Commencement No. 22 and Transitional and Transitory Provisions) Order 2015(8);

"the No. 23 Order" means the Welfare Reform Act 2012 (Commencement No. 23 and Transitional and Transitory Provisions) Order 2015(9);

"the No. 24 Order" means the Welfare Reform Act 2012 (Commencement No. 24 and Transitional and Transitory Provisions and Commencement No. 9 and Transitional and Transitory Provisions (Amendment)) Order 2015(10);

"the September 2016 Order" means the Welfare Reform Act 2012 (Commencement No. 19, 22, 23 and 24 and Transitional and Transitory Provisions (Modification)) Order 2016(11).

- (2) In this Order, references to "designated postcodes", by numbered "Part", are to any postcode district or part-district in the corresponding numbered Part of the Schedule to this Order.
- (3) For the purposes of this Order, the Universal Credit, Personal Independence Payment, Jobseeker's Allowance and Employment and Support Allowance (Claims and Payments) Regulations 2013(12) apply for the purpose of deciding—
  - (a) whether a claim for universal credit is made; and
  - (b) the date on which the claim is made.
- (4) For the purposes of this Order, the Claims and Payments Regulations 1987 apply, subject to paragraphs (5) and (6), for the purposes of deciding—
  - (a) whether a claim for an employment and support allowance or a jobseeker's allowance is made: and
  - (b) the date on which the claim is made or treated as made.
  - (5) Subject to paragraph (6), for the purposes of this Order—
    - (a) a person makes a claim for an employment and support allowance or a jobseeker's allowance if that person takes any action which results in a decision on a claim being required under the Claims and Payments Regulations 1987; and
    - (b) it is irrelevant that the effect of any provision of those Regulations is that, for the purposes of those Regulations, the claim is made or treated as made at a date that is earlier than the date on which that action is taken.
  - (6) Where, by virtue of—
    - (a) regulation 6(1F)(b) or (c) of the Claims and Payments Regulations 1987(13), in the case of a claim for an employment and support allowance; or

<sup>(6)</sup> S.I. 2014/1583 (C. 61).

<sup>(7)</sup> S.I. 2014/2321 (C. 99).

<sup>(8)</sup> S.I. 2015/101 (C. 6). (9) S.I. 2015/634 (C. 32).

<sup>(10)</sup> S.I. 2015/1537 (C. 87).

<sup>(11)</sup> S.I. 2016/963.

<sup>(12)</sup> S.I. 2013/380.

<sup>(13)</sup> Paragraph (1F) was inserted by S.I. 2008/1554 and substituted by S.I. 2009/1490.

(b) regulation 6(4ZA) to (4ZD) and (4A)(a)(i) and (b) of those Regulations(14), in the case of a claim for a jobseeker's allowance,

a claim for an employment and support allowance or a jobseeker's allowance is treated as made at a date that is earlier than the date on which the action referred to in paragraph (5)(a) is taken, the claim is treated as made on that earlier date.

#### Modification of the No. 22 and 24 Orders: removal of the gateway conditions from 5th July 2017

- **3.**—(1) This article applies in the case of a claim for universal credit that is made, or a claim for an employment and support allowance or a jobseeker's allowance that is made or treated as made, on or after 5th July 2017.
- (2) Where this article applies, the provisions referred to in sub-paragraphs (a) to (l) have effect, with respect to a claimant residing in the relevant designated postcodes, as though the reference in those provisions to meeting the gateway conditions were omitted—
  - (a) articles 3(2)(a) and 4(2)(a) and (b) of the No. 22 Order (15), in respect of the Part 1 designated postcodes;
  - (b) articles 3(2)(c) and 4(2)(e) and (f) of the No. 22 Order(16), in respect of the Part 2 designated postcodes;
  - (c) articles 3(2)(f) and 4(2)(k) and (l) of the No. 22 Order(17), in respect of the Part 3 designated postcodes;
  - (d) articles 3(2)(g) and 4(2)(m) and (n) of the No. 22 Order, in respect of the Part 4 designated postcodes;
  - (e) articles 3(2)(1) and 4(2)(w) and (x) of the No. 22 Order, in respect of the Part 5 designated postcodes;
  - (f) articles 3(2)(t) and 4(2)(mm) and (nn) of the No. 22 Order(18), in respect of the Part 6 designated postcodes;
  - (g) articles 3(2)(a) and 4(2)(a) and (b) of the No. 24 Order (19), in respect of the Part 7 designated postcodes;
  - (h) articles 3(2)(f) and 4(2)(k) and (l) of the No. 24 Order(20), in respect of the Part 8 designated postcodes:
  - (i) articles 3(2)(i) and 4(2)(q) and (r) of the No. 24 Order(21), in respect of the Part 9 designated postcodes;
  - (j) articles 3(2)(l) and 4(2)(w) and (x) of the No. 24 Order(22), in respect of the Part 10 designated postcodes:
  - (k) articles 3(2)(aa) and 4(2)(aaa) and (bbb) of the No. 24 Order, in respect of the Part 11 designated postcodes;
  - (1) articles 3(2)(bb) and 4(2)(ccc) and (ddd) of the No. 24 Order(23), in respect of the Part 12 designated postcodes.

<sup>(14)</sup> Paragraphs (4ZA) to (4ZD) were inserted by S.I. 2000/1982 and paragraph (4ZC) was amended by S.I. 2009/1490. Paragraph (4A) was inserted by S.I. 1996/1460, substituted by S.I. 1997/793 and amended by S.I. 1999/3108, 2000/1982 and 2009/1490.

<sup>(15)</sup> Articles 3(2)(a) and 4(2)(a) and (b) were modified by S.I. 2016/596 (C. 41) and 963 and 2017/584 (C. 53).

<sup>(16)</sup> Articles 3(2)(c) and 4(2)(e) and (f) were modified by S.I. 2017/57 (C. 5) and 584 (C. 53). (17) Articles 3(2)(f) and 4(2)(k) and (l) were modified by S.I. 2016/596 (C. 41) and 963 and 2017/57 (C. 5).

<sup>(18)</sup> Articles 3(2)(t) and 4(2)(mm) and (nn) were modified by S.I. 2016/963 and 2017/57 (C. 5). (19) Articles 3(2)(a) and 4(2)(a) and (b) were modified by S.I. 2016/596 (C. 41) and 963 and 2017/57 (C. 5) and 584 (C. 53).

<sup>(20)</sup> Articles 3(2)(f) and 4(2)(k) and (l) were modified by S.I. 2017/584 (C. 53).

<sup>(21)</sup> Articles 3(2)(i) and 4(2)(q) and (r) were modified by S.I. 2017/584 (C. 53).

<sup>(22)</sup> Articles 3(2)(I) and 4(2)(w) and (x) were modified by S.I. 2017/57 (C. 5) and 584 (C. 53).

<sup>(23)</sup> Articles 3(2)(bb) and 4(2)(ccc) and (ddd) were modified by S.I. 2016/596 (C. 41) and 2017/584 (C. 53).

# Modification of the No. 22 and 24 Orders: removal of the gateway conditions from 12th July 2017

- **4.**—(1) This article applies in the case of a claim for universal credit that is made, or a claim for an employment and support allowance or a jobseeker's allowance that is made or treated as made, on or after 12th July 2017.
- (2) Where this article applies, the provisions referred to in sub-paragraphs (a) to (i) have effect, with respect to a claimant residing in the relevant designated postcodes, as though the reference in those provisions to meeting the gateway conditions were omitted—
  - (a) articles 3(2)(a) and 4(2)(a) and (b) of the No. 22 Order, in respect of the Part 13 designated postcodes;
  - (b) articles 3(2)(e) and 4(2)(i) and (j) of the No. 22 Order(24), in respect of the Part 14 designated postcodes;
  - (c) articles 3(2)(g) and 4(2)(m) and (n) of the No. 22 Order, in respect of the Part 15 designated postcodes;
  - (d) articles 3(2)(h) and 4(2)(o) and (p) of the No. 22 Order(25), in respect of the Part 16 designated postcodes;
  - (e) articles 3(2)(j) and 4(2)(s) and (t) of the No. 22 Order(26), in respect of the Part 17 designated postcodes;
  - (f) articles 3(2)(n) and 4(2)(aa) and (bb) of the No. 22 Order(27), in respect of the Part 18 designated postcodes;
  - (g) articles 3(2)(s) and 4(2)(kk) and (ll) of the No. 22 Order, in respect of the Part 19 designated postcodes;
  - (h) articles 3(2)(a) and 4(2)(a) and (b) of the No. 24 Order, in respect of the Part 20 designated postcodes;
  - (i) articles 3(2)(1) and 4(2)(w) and (x) of the No. 24 Order, in respect of the Part 21 designated postcodes.

# Modification of the No. 17, 19, 22 and 24 Orders: removal of the gateway conditions from 19th July 2017

- **5.**—(1) This article applies in the case of a claim for universal credit that is made, or a claim for an employment and support allowance or a jobseeker's allowance that is made or treated as made, on or after 19th July 2017.
- (2) Where this article applies, the provisions referred to in sub-paragraphs (a) to (j) have effect, with respect to a claimant residing in the relevant designated postcodes, as though the reference in those provisions to meeting the gateway conditions were omitted—
  - (a) articles 3(2)(a) and 4(2)(a) of the No. 17 Order, in respect of the Part 22 designated postcodes;
  - (b) articles 3(2)(i) and 4(2)(i) of the No. 17 Order, in respect of the Part 23 designated postcodes;
  - (c) articles 3(2)(k) and 4(2)(k) of the No. 17 Order, in respect of the Part 24 designated postcodes;

<sup>(24)</sup> Articles 3(2)(e) and 4(2)(i) and (j) were modified by S.I. 2016/596 (C. 41) and 963 and 2017/57 (C. 5) and 584 (C. 53).

<sup>(25)</sup> Articles 3(2)(h) and 4(2)(o) and (p) were modified by S.I. 2016/596 (C. 41) and 963 and 2017/57 (C. 5).

<sup>(26)</sup> Articles 3(2)(j) and 4(2)(s) and (t) were modified by S.I. 2016/963 and 2017/57 (C. 5).

<sup>(27)</sup> Articles 3(2)(n) and 4(2)(aa) and (bb) were modified by S.I. 2016/963 and 2017/57 (C. 5).

- (d) articles 3(2)(b) and 4(2)(b) of the No. 19 Order, in respect of the Part 25 designated postcodes;
- (e) articles 3(2)(g) and 4(2)(m) and (n) of the No. 22 Order, in respect of the Part 26 designated postcodes;
- (f) articles 3(2)(h) and 4(2)(o) and (p) of the No. 22 Order, in respect of the Part 27 designated postcodes;
- (g) articles 3(2)(d) and 4(2)(g) and (h) of the No. 24 Order(28), in respect of the Part 28 designated postcodes;
- (h) articles 3(2)(h) and 4(2)(o) and (p) of the No. 24 Order(29), in respect of the Part 29 designated postcodes;
- (i) articles 3(2)(p) and 4(2)(ee) and (ff) of the No. 24 Order(30), in respect of the Part 30 designated postcodes;
- (j) articles 3(2)(q) and 4(2)(gg) and (hh) of the No. 24 Order, in respect of the Part 31 designated postcodes.

# Modification of the No. 24 Order: removal of the gateway conditions from 6th September 2017

- **6.**—(1) This article applies in the case of a claim for universal credit that is made, or a claim for an employment and support allowance or a jobseeker's allowance that is made or treated as made, on or after 6th September 2017.
- (2) Where this article applies, the provisions referred to in sub-paragraphs (a) and (b) have effect, with respect to a claimant residing in the relevant designated postcodes, as though the reference in those provisions to meeting the gateway conditions were omitted—
  - (a) articles 3(2)(d) and 4(2)(g) and (h) of the No. 24 Order, in respect of the Part 32 designated postcodes;
  - (b) articles 3(2)(p) and 4(2)(ee) and (ff) of the No. 24 Order, in respect of the Part 33 designated postcodes.

# Modification of the No. 22 and 24 Orders: removal of the gateway conditions from 13th September 2017

- 7.—(1) This article applies in the case of a claim for universal credit that is made, or a claim for an employment and support allowance or a jobseeker's allowance that is made or treated as made, on or after 13th September 2017.
- (2) Where this article applies, the provisions referred to in sub-paragraphs (a) to (e) have effect, with respect to a claimant residing in the relevant designated postcodes, as though the reference in those provisions to meeting the gateway conditions were omitted—
  - (a) articles 3(2)(a) and 4(2)(a) and (b) of the No. 22 Order, in respect of the Part 34 designated postcodes;
  - (b) articles 3(2)(c) and 4(2)(e) and (f) of the No. 22 Order, in respect of the Part 35 designated postcodes;
  - (c) articles 3(2)(h) and 4(2)(o) and (p) of the No. 24 Order, in respect of the Part 36 designated postcodes;

<sup>(28)</sup> Articles 3(2)(d) and 4(2)(g) and (h) were modified by S.I. 2016/963.

<sup>(29)</sup> Articles 3(2)(h) and 4(2)(o) and (p) were modified by S.I. 2016/963 and 2017/57 (C. 5).

<sup>(30)</sup> Articles 3(2)(p) and 4(2)(ee) and (ff) were modified by S.I. 2016/963 and 2017/57 (C. 5) and 584 (C. 53).

- (d) articles 3(2)(o) and 4(2)(cc) and (dd) of the No. 24 Order, in respect of the Part 37 designated postcodes;
- (e) articles 3(2)(aa) and 4(2)(aaa) and (bbb) of the No. 24 Order, in respect of the Part 38 designated postcodes.

# Modification of the No. 22 and 24 Orders: removal of the gateway conditions from 20th September 2017

- **8.**—(1) This article applies in the case of a claim for universal credit that is made, or a claim for an employment and support allowance or a jobseeker's allowance that is made or treated as made, on or after 20th September 2017.
- (2) Where this article applies, the provisions referred to in sub-paragraphs (a) to (c) have effect, with respect to a claimant residing in the relevant designated postcodes, as though the reference in those provisions to meeting the gateway conditions were omitted—
  - (a) articles 3(2)(1) and 4(2)(w) and (x) of the No. 22 Order, in respect of the Part 39 designated postcodes;
  - (b) articles 3(2)(a) and 4(2)(a) and (b) of the No. 24 Order, in respect of the Part 40 designated postcodes;
  - (c) articles 3(2)(q) and 4(2)(gg) and (hh) of the No. 24 Order, in respect of the Part 41 designated postcodes.

# Modification of the No. 22 and 24 Orders: removal of the gateway conditions from 27th September 2017

- **9.**—(1) This article applies in the case of a claim for universal credit that is made, or a claim for an employment and support allowance or a jobseeker's allowance that is made or treated as made, on or after 27th September 2017.
- (2) Where this article applies, the provisions referred to in sub-paragraphs (a) to (e) have effect, with respect to a claimant residing in the relevant designated postcodes, as though the reference in those provisions to meeting the gateway conditions were omitted—
  - (a) articles 3(2)(f) and 4(2)(k) and (l) of the No. 22 Order, in respect of the Part 42 designated postcodes;
  - (b) articles 3(2)(l) and 4(2)(w) and (x) of the No. 22 Order, in respect of the Part 43 designated postcodes;
  - (c) articles 3(2)(c) and 4(2)(e) and (f) of the No. 24 Order(31), in respect of the Part 44 designated postcodes;
  - (d) articles 3(2)(l) and 4(2)(w) and (x) of the No. 24 Order, in respect of the Part 45 designated postcodes;
  - (e) articles 3(2)(r) and 4(2)(ii) and (jj) of the No. 24 Order(32), in respect of the Part 46 designated postcodes.

#### Modifications in consequence of removal of the gateway conditions: the No. 17 Order

- **10.**—(1) This article applies in the case of a claim in relation to which provisions of the No. 17 Order are modified under article 5(2)(a), (b) or (c).
  - (2) Where this article applies, the No. 17 Order has effect as though—

<sup>(31)</sup> Articles 3(2)(c) and 4(2)(e) and (f) were modified by S.I. 2016/596 (C. 41) and 963 and 2017/57 (C. 5).

<sup>(32)</sup> Articles 3(2)(r) and 4(2)(ii) and (jj) were modified by S.I. 2016/963.

- (a) in article 2(1) (interpretation), the definition of "gateway conditions" were omitted;
- (b) in article 3(2)(b), (d), (f), (h), (j) and (l) (coming into force of the universal credit provisions and incorrect information)(33)—
  - (i) in paragraph (i), "or meeting the gateway conditions" and "or does not meet the gateway conditions" were omitted;
  - (ii) in paragraph (ii), "or meeting the gateway conditions" and "or does not or do not meet those conditions" were omitted;
  - (iii) in paragraph (iii), "or meeting the gateway conditions" were omitted;
- (c) in article 3(5) (article 3A of the No. 9 Order and incorrect information)(34)—
  - (i) for the text from "No. 8" to "No. 13 relevant district" there were substituted "numbered relevant district referred to in paragraph (2)";
  - (ii) "or meeting the gateway conditions" were omitted in both places it occurs;
- (d) in article 4(2)(b), (d), (f), (h), (j) and (l) (abolition of income-related employment and support allowance and income-based jobseeker's allowance and incorrect information)(35)—
  - (i) in paragraph (i), "or meeting the gateway conditions" and "or does not meet the gateway conditions" were omitted;
  - (ii) in paragraph (ii), "or meeting the gateway conditions" and "or does not or do not meet those conditions" were omitted;
  - (iii) in paragraph (iii), "or meeting the gateway conditions" were omitted; and
- (e) for article 4(7) (claims by couples)(36) there were substituted—
  - "(7) Paragraphs (1A) and (1B) of article 5 of the No. 9 Order apply for the purposes of paragraph (2)(a), (c), (e), (g), (i) and (k) as they apply for the purposes of article 4(2) (a) of the No. 9 Order (but as if the references in paragraph (1A) to Schedule 5 to the No. 9 Order were omitted)."

### Modifications in consequence of removal of the gateway conditions: the No. 19 Order

- 11.—(1) This article applies in the case of a claim in relation to which provisions of the No. 19 Order are modified under article 5(2)(d).
- (2) Where this article applies, the modifications to the No. 19 Order made by article 13(2) of the September 2016 Order have effect.

#### Modifications in consequence of removal of the gateway conditions: the No. 22 Order

- **12.**—(1) This article applies in the case of a claim in relation to which provisions of the No. 22 Order are modified under—
  - (a) article 3(2)(a), (b), (c), (d), (e) or (f);
  - (b) article 4(2)(a), (b), (c), (d), (e), (f) or (g);
  - (c) article 5(2)(e) or (f);
  - (d) article 7(2)(a) or (b);
  - (e) article 8(2)(a); or

<sup>(33)</sup> Sub-paragraphs (b), (d), (f), (h), (j) and (l) were substituted by S.I. 2014/1923 (C. 88).

<sup>(34)</sup> Substituted by S.I. 2014/1923 (C. 88).

<sup>(35)</sup> Sub-paragraphs (b), (d), (f), (h), (j) and (l) were substituted by S.I. 2014/1923 (C. 88).

<sup>(36)</sup> Paragraph (7) was substituted by S.I. 2014/3067 (C. 129).

- (f) article 9(2)(a) or (b).
- (2) Where this article applies, the modifications to the No. 22 Order made by article 14(2) of the September 2016 Order have effect.

#### Modifications in consequence of removal of the gateway conditions: the No. 24 Order

- **13.**—(1) This article applies in the case of a claim in relation to which provisions of the No. 24 Order are modified under—
  - (a) article 3(2)(g), (h), (i), (j), (k) or (l);
  - (b) article 4(2)(h) or (i);
  - (c) article 5(2)(g), (h), (i) or (j);
  - (d) article 6(2);
  - (e) article 7(2)(c), (d) or (e);
  - (f) article 8(2)(b) or (c); or
  - (g) article 9(2)(c), (d) or (e).
- (2) Where this article applies, the modifications to the No. 24 Order made by article 15(2) of the September 2016 Order have effect.

### Modification of the No. 23 Order: claims for housing benefit, income support or a tax credit

- 14. Article 7 of the No. 23 Order (prevention of claims for housing benefit, income support or a tax credit)(37) applies as though the reference in paragraph (1) of that article to article 3(1) and (2)(a) to (c) of that Order included—
  - (a) a reference to paragraph (1) and sub-paragraphs (a), (i) and (k) of paragraph (2) of article 3 of the No. 17 Order, in respect of claims in relation to which those sub-paragraphs are modified respectively by article 5(2)(a), 5(2)(b) and 5(2)(c) of this Order;
  - (b) a reference to paragraph (1) and sub-paragraph (b) of paragraph (2) of article 3 of the No. 19 Order, in respect of claims in relation to which that sub-paragraph is modified by article 5(2)(d) of this Order;
  - (c) a reference to paragraph (1) and sub-paragraphs (e), (j), (n), (s) and (t) of paragraph (2) of article 3 of the No. 22 Order, in respect of claims in relation to which those sub-paragraphs are modified respectively by articles 4(2)(b), 4(2)(e), 4(2)(f), 4(2)(g) and 3(2)(f) of this Order;
  - (d) a reference to paragraph (1) and sub-paragraphs (a), (c), (f), (g), (h) and (l) of paragraph (2) of article 3 of the No. 22 Order, in respect of claims in relation to which those sub-paragraphs are modified respectively by articles 3(2)(a), 4(2)(a) and 7(2)(a), articles 3(2) (b) and 7(2)(b), articles 3(2)(c) and 9(2)(a), articles 3(2)(d), 4(2)(c) and 5(2)(e), articles 4(2)(d) and 5(2)(f), and articles 3(2)(e), 8(2)(a) and 9(2)(b) of this Order;
  - (e) a reference to paragraph (1) and sub-paragraphs (c), (f), (i), (o), (r) and (bb) of paragraph (2) of article 3 of the No. 24 Order, in respect of claims in relation to which those sub-paragraphs are modified respectively by articles 9(2)(c), 3(2)(h), 3(2)(i), 7(2) (d), 9(2)(e) and 3(2)(l) of this Order; and
  - (f) a reference to paragraph (1) and sub-paragraphs (a), (d), (h), (l), (p), (q) and (aa) of paragraph (2) of article 3 of the No. 24 Order, in respect of claims in relation to which those sub-paragraphs are modified respectively by articles 3(2)(g), 4(2)(h) and 8(2)(b),

<sup>(37)</sup> Paragraphs (1) and (10)(b) of article 7 were amended by S.I. 2015/740 (C. 39). Paragraph (1) was modified by S.I. 2015/1930 (C. 118), 2016/33 (C. 3), 407 (C. 20), 596 (C. 41) and 963 and 2017/57 (C. 5) and 584 (C. 53). Paragraph (2) was amended by S.I. 2017/376.

articles 5(2)(g) and 6(2)(a), articles 5(2)(h) and 7(2)(c), articles 3(2)(j), 4(2)(i) and 9(2) (d), articles 5(2)(i) and 6(2)(b), articles 5(2)(j) and 8(2)(c), and articles 3(2)(k) and 7(2) (e) of this Order.

### Appointed day

15. 19th June 2017 is the day appointed for the coming into force of section 46(1) (sanctions) of the Welfare Reform Act 2012 for the purpose of the substitution of section 19C (hardship payments) of the Jobseekers Act 1995.

Signed by authority of the Secretary of State for Work and Pensions

Damian Hinds
Minister of State
Department for Work and Pensions

19th May 2017

### SCHEDULE

Article 2(2)

### POSTCODE DISTRICTS AND PART-DISTRICTS

## PART 1

IV6.

IV7.

IV14.

IV15.

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S73 8 and S73 9.	
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	PART 4
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B62 9.	
B63.	
DY5 2 to DY5 4.	
DY6 7 to DY6 9.	
DY8 1.	
DY8 3 to DY8 5.	
DY8 9.	
DY9 7 and DY9 8.	
	PART 5
D24	171101 5
B36.	
B37. B46 1 and B46 2.	
B90 2 to B90 4.	
B90 8 and B90 9. B91.	
D91.	
	PART 6
CH8 7.	
	PART 7
DY6 6.	171117
PA80.	
raou.	
	PART 8
B46 3.	
B62 0.	
B90 1.	
DY9 0.	
DY9 9.	
	PART 9
B62 8.	11111
B64.	
B65 0.	
D03 0.	

B65 8.	
	PART 10
DY6 0.	
DY7.	
DY8 2.	
S63 3.	
S63 5.	
S63 9.	
S73 0.	
S74.	
	PART 11
S72 9.	111111111
572 ).	
	PART 12
DIJAA O	PART 12
PH33 9.	
	PART 13
BS21.	
BS48.	
YO1.	
YO10.	
YO23 1.	
YO24.	
YO26 0.	
YO26 4 to YO26 6.	
YO30 4 to YO30 7.	
YO31.	
YO32 2 to YO32 4.	
YO32 9.	
	PART 14
BA12.	
BA13.	
BA14.	
BA15.	

SN8 1.	
SN8 3 and SN8 4.	
SN8 9.	
SN9.	
SN10.	
SN12.	
	PART 15
NP4.	1741(1 13
NP44.	
NP44.	
	PART 16
TN39 3.	
TN40.	
	PART 17
SO50 0.	171111 17
SO50 0. SO50 4 and SO50 5.	
SO50 4 and SO50 5.	
SO50 8. SO53 1 and SO53 2.	
3033 1 and 3033 2.	
	PART 18
TN39 4 and TN39 5.	
	PART 19
SN8 2.	1111111
5110 2.	
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	PART 20
SO32 1 and SO32 2.	
SO50 6 and SO50 7.	
SO50 9.	
SO51 0 and SO51 1.	
SO51 5.	
SO51 7 to SO51 9.	
SO52.	
SO53 3 to SO53 5.	

	PART 21
SO51 6.	
	PART 22
M31.	
M32.	
M33 2.	
M33 4 to M33 7.	
M41.	
WA14 1 and WA14 2.	
WA14 5. WA15 5 and WA15 6.	
WA15 9 and WA15 6.	
WA13 9.	
	D / DE 00
	PART 23
M17 1.	
M17 8.	
	PART 24
CH1.	
CH2.	
CH3.	
CH4 7 and CH4 8.	
CW1.	
CW2 6 to CW2 8.	
CW3 0.	
CW4.	
CW5.	
CW10.	
CW11.	
WA6.	
WA14 3 and WA14 4.	
	PART 25
M33 3.	
WA15 0.	
WA15 7 and WA15 8.	

	PART 26
SS0.	
SS1.	
SS2 4.	
SS9 0 and SS9 1.	
	PART 27
ST7 2.	
SY14 8.	
	DA DT 20
0770	PART 28
CT9.	
CT11 0.	
CT11 7 to CT11 9.	
	PART 29
W8.	
W10 5 and W10 6.	
W10 9.	
W11.	
	PART 30
CT13 0.	
CT13 9.	
	PART 31
CM18 6.	171111 51
CM19 4.	
CM20 1.	
CM20 3.	
CM20 9.	
	PART 32
CT7 9.	111111 32
CT8.	
CT10.	
C110.	

CT11 1. CT12.	
	PART 33
CT7 0.	111111 33
CT13 3.	
	PART 34
YO19 4 and YO19 5.	
YO26 7 to YO26 9.	
YO30 1 and YO30 2.	
YO32 5.	
YO61.	
YO90.	
YO91.	
	PART 35
S36 6 to S36 9.	
S71 1 to S71 3.	
S71 5.	
S75 1 to S75 3.	
S75 6.	
	DADE A
	PART 36
LS24 0.	
YO19 6. YO23 2 and YO23 3.	
YO23 7.	
10237.	
	PART 37
S35 5.	IANI 3/
S35 7.	
YO41.	
YO42.	

	PART 38
S71 4.	
S75 4 and S75 5.	
	PART 39
SS9 2 to SS9 4.	111111 39
557 2 10 557 4.	
	DA DT 40
	PART 40
SS3 8.	
	PART 41
CM17.	
CM18 7.	
CM19 5.	
CM20 2.	
CM21 9.	
SS2 5 and SS2 6.	
SS3 0.	
SS3 9.	
SS9 5.	
	PART 42
DY3 2 and DY3 3.	
DY5 1.	
	PART 43
B92.	171101 13
B93 3.	
B93 9.	
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	PART 44
B93 0.	
B93 8.	
	PART 45
DY3 4.	

### **PART 46**

DY3 1.

#### **EXPLANATORY NOTE**

(This note is not part of the Order)

This Order modifies a series of prior Orders (the "prior commencement Orders", defined below) bringing into force provisions of the Welfare Reform Act 2012 (c. 5) ("the Act") relating to universal credit ("UC") and the abolition of income-related employment and support allowance and income-based jobseeker's allowance. Those prior commencement Orders are:

- (a) the Welfare Reform Act 2012 (Commencement No. 17 and Transitional and Transitory Provisions) Order 2014 (S.I. 2014/1583 (C. 61));
- (b) the Welfare Reform Act 2012 (Commencement No. 19 and Transitional and Transitory Provisions and Commencement No. 9 and Transitional and Transitory Provisions (Amendment)) Order 2014 (S.I. 2014/2321 (C. 99));
- (c) the Welfare Reform Act 2012 (Commencement No. 22 and Transitional and Transitory Provisions) Order 2015 (S.I. 2015/101 (C. 6) ("the No. 22 Order")); and
- (d) the Welfare Reform Act 2012 (Commencement No. 24 and Transitional and Transitory Provisions and Commencement No. 9 and Transitional and Transitory Provisions (Amendment)) Order 2015 (S.I. 2015/1537 (C. 87) ("the No. 24 Order")).

Articles 3 and 4 of each of the prior commencement Orders brought into force respectively provisions relating to UC in Part 1 of the Act ("the UC provisions"), as set out in Schedule 2 to the Welfare Reform Act 2012 (Commencement No. 9 and Transitional and Transitory Provisions and Commencement No. 8 and Savings and Transitional Provisions (Amendment)) Order 2013 (S.I. 2013/983 (C. 41) ("the No. 9 Order")), and provisions of the Act relating to the abolition of incomerelated employment and support allowance and income-based jobseeker's allowance ("the amending provisions").

The modifications to the provisions of articles 3(2) and 4(2) of the prior commencement Orders by paragraph (2) of articles 3 to 9 of this Order remove the restrictions on claiming UC included in the prior commencement Orders ("the gateway conditions", set out in Schedule 5 to the No. 9 Order) so that they do not apply to the specified provisions of articles 3(2) and 4(2) of the prior commencement Orders for the coming into force of the UC provisions and the amending provisions in the postcode districts and part-districts specified.

Articles 3 to 9 of this Order apply where claims are made (as the case may be) for universal credit, an employment and support allowance or a jobseeker's allowance on or after 5th, 12th and 19th July 2017; 6th, 13th, 20th and 27th September, respectively; and by reference to residence in one of the designated postcodes in the corresponding Part of the Schedule to this Order. *See* article 2(2) for the definition of these postcodes.

Articles 10 to 13 of this Order make consequential modifications to a number of similar provisions in each of the prior commencement Orders to remove references to meeting the gateway conditions. By virtue of the gateway conditions no longer applying, claims by couples will become possible for the first time in certain of the designated postcodes, those for which the UC provisions were commenced

under the No. 22 Order and the No. 24 Order for single UC claimants only. The consequential modifications by articles 12 and 13 to those Orders also make provision for claims by couples.

Article 14 modifies article 7 of the Welfare Reform Act 2012 (Commencement No. 23 and Transitional and Transitory Provisions) Order 2015 (S.I. 2015/634 (C. 32)) such that, save in specified cases, a person may not make a claim for housing benefit, income support or a tax credit on any date where, if that person made a claim for UC on that date, the UC provisions would come into force by virtue of any of the sub-paragraphs of article 3(2) of the prior commencement Orders modified by paragraph (2) of articles 3 to 9 of this Order.

Article 15 commences section 46(1) of the Act for the purpose of substituting section 19C of the Jobseekers Act 1995 ("the 1995 Act"). Section 19C provides a power to make regulations under the 1995 Act for the making of hardship payments to claimants whose award of jobseeker's allowance is reduced under sections 19 to 19B of that Act. Section 46(1) (sanctions) substitutes sections 19 to 19C of the 1995 Act. Sections 19 to 19B were brought into force in 2012 by the Welfare Reform Act 2012 (Commencement No. 2) Order 2012 (S.I. 2012/1246 (C. 42)) for the purposes of making regulations and by the Welfare Reform Act 2012 (Commencement No. 4) Order 2012 (S.I. 2012/2530 (C. 102)) for all remaining purposes.

#### NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Welfare Reform Act 2012 (c. 5) were brought into force by a Statutory Instrument which was made before this Order was made.

Provision	Date of commencement	S.I. Number
Section 1 (partially)	29th April 2013	2013/983
Section 1 (partially)	1st July 2013	2013/1511
Section 1 (partially)	29th July 2013	2013/1511
Section 1 (partially)	28th October 2013	2013/2657
Section 1 (partially)	25th November 2013	2013/2846
Section 1 (partially)	24th February 2014	2014/209
Section 1 (partially)	7th April 2014	2014/209
Section 1 (partially)	23rd June 2014	2014/1583
Section 1 (partially)	30th June 2014	2014/1583
Section 1 (partially)	30th June 2014	2014/1661
Section 1 (partially)	7th July 2014	2014/1583
Section 1 (partially)	14th July 2014	2014/1583
Section 1 (partially)	21st July 2014	2014/1583
Section 1 (partially)	28th July 2014	2014/1583
Section 1 (partially)	28th July 1014	2014/1923
Section 1 (partially)	15th September 2014	2014/2321
Section 1 (partially)	22nd September 2014	2014/2321
Section 1 (partially)	29th September 2014	2014/2321

Provision	Date of commencement	S.I. Number
Section 1 (partially)	6th October 2014	2014/2321
Section 1 (partially)	13th October 2014	2014/2321
Section 1 (partially)	20th October 2014	2014/2321
Section 1 (partially)	27th October 2014	2014/2321
Section 1 (partially)	3rd November 2014	2014/2321
Section 1 (partially)	10th November 2014	2014/2321
Section 1 (partially)	17th November 2014	2014/2321
Section 1 (partially)	24th November 2014	2014/2321
Section 1 (partially)	24th November 2014	2014/3067
Section 1 (partially)	26th November 2014	2014/3094
Section 1 (partially)	1st December 2014	2014/2321
Section 1 (partially)	8th December 2014	2014/2321
Section 1 (partially)	15th December 2014	2014/2321
Section 1 (partially)	26th January 2015	2015/32
Section 1 (partially)	28th January 2015	2015/33
Section 1 (partially)	16th February 2015	2015/101
Section 1 (partially)	23rd February 2015	2015/101
Section 1 (partially)	2nd March 2015	2015/32
Section 1 (partially)	2nd March 2015	2015/101
Section 1 (partially)	9th March 2015	2015/101
Section 1 (partially)	16th March 2015	2015/101
Section 1 (partially)	18th March 2015	2015/634
Section 1 (partially)	23rd March 2015	2015/101
Section 1 (partially)	6th April 2015	2015/32
Section 1 (partially)	6th April 2015	2015/101
Section 1 (partially)	13th April 2015	2015/101
Section 1 (partially)	20th April 2015	2015/101
Section 1 (partially)	27th April 2015	2015/101
Section 1 (partially)	4th May 2015	2015/101
Section 1 (partially)	11th May 2015	2015/101
Section 1 (partially)	18th May 2015	2015/101
Section 1 (partially)	25th May 2015	2015/101
Section 1 (partially)	1st June 2015	2015/101
Section 1 (partially)	8th June 2015	2015/101

Provision	Date of commencement	S.I. Number
Section 1 (partially)	10th June 2015	2015/634
Section 1 (partially)	15th June 2015	2015/101
Section 1 (partially)	22nd June 2015	2015/101
Section 1 (partially)	29th June 2015	2015/101
Section 1 (partially)	6th July 2015	2015/101
Section 1 (partially)	13th July 2015	2015/101
Section 1 (partially)	20th July 2015	2015/101
Section 1 (partially)	21st September 2015	2015/1537
Section 1 (partially)	28th September 2015	2015/1537
Section 1 (partially)	5th October 2015	2015/1537
Section 1 (partially)	12th October 2015	2015/1537
Section 1 (partially)	19th October 2015	2015/1537
Section 1 (partially)	26th October 2015	2015/1537
Section 1 (partially)	2nd November 2015	2015/1537
Section 1 (partially)	4th November 2015	2015/634
Section 1 (partially)	9th November 2015	2015/1537
Section 1 (partially)	16th November 2015	2015/1537
Section 1 (partially)	23rd November 2015	2015/1537
Section 1 (partially)	30th November 2015	2015/1537
Section 1 (partially)	2nd December 2015	2015/1930
Section 1 (partially)	7th December 2015	2015/1537
Section 1 (partially)	14th December 2015	2015/1537
Section 1 (partially)	11th January 2016	2015/1537
Section 1 (partially)	18th January 2016	2015/1537
Section 1 (partially)	25th January 2016	2015/1537
Section 1 (partially)	27th January 2016	2016/33
Section 1 (partially)	1st February 2016	2015/1537
Section 1 (partially)	8th February 2016	2015/1537
Section 1 (partially)	15th February 2016	2015/1537
Section 1 (partially)	22nd February 2016	2015/1537
Section 1 (partially)	24th February 2016	2016/33
Section 1 (partially)	29th February 2016	2015/1537
Section 1 (partially)	7th March 2016	2015/1537
Section 1 (partially)	14th March 2016	2015/1537

Provision	Date of commencement	S.I. Number
Section 1 (partially)	21st March 2016	2015/1537
Section 1 (partially)	23rd March 2016	2016/407
Section 1 (partially)	28th March 2016	2015/1537
Section 1 (partially)	11th April 2016	2015/1537
Section 1 (partially)	18th April 2016	2015/1537
Section 1 (partially)	25th April 2016	2015/1537
Section 1 (partially)	27th April 2016	2016/407
Section 2(1) (partially)	As section 1	As section 1
Section 2(2)	25th February 2013	2013/358
Section 3 (partially)	As section 1	As section 1
Section 4(1) and (4) (partially)	As section 1	As section 1
Section 4(2), (3) and (5) to (7)	25th February 2013	2013/358
Section 5 (partially)	25th February 2013	2013/358
Section 5 (partially)	As section 1	As section 1
Section 6(1)(a) and (3) (partially)	25th February 2013	2013/358
Section 6 (partially)	As section 1	As section 1
Section 7(1) and (4) (partially)	As section 1	As section 1
Section 7(2) and (3)	25th February 2013	2013/358`
Section 8 (partially)	As section 1	As section 1
Section 8(3) (partially)	25th February 2013	2013/358
Section 9(1) (partially)	As section 1	As section 1
Sections 9(2) and (3), 10(2) to (5) and 11(3) to (5)	25th February 2013	2013/358
Section 10(1) (partially)	As section 1	As section 1
Section 11(1) and (2) (partially)	As section 1	As section 1
Section 12(1) (partially)	25th February 2013	2013/358
Section 12(1) and (2) (partially)	As section 1	As section 1
Section 12(3) and (4)	25th February 2013	2013/358
Section 13 (partially)	As section 1	As section 1
Section 14 (partially)	As section 1	As section 1
Section 14(5) (partially)	25th February 2013	2013/358
Section 15(1) and (4) (partially)	As section 1	As section 1
Sections 15(2) and (3) and 17(3)(f)	25th February 2013	2013/358
Section 16 (partially)	As section 1	As section 1

Provision Section 17(1), (2), (3)(a) to (e), (4) and (5)	Date of commencement As section 1	S.I. Number As section 1
(partially)		
Section 17(4) and (5) (partially)	25th February 2013	2013/358
Section 18 (partially)	As section 1	As section 1
Section 18(3) and (5) (partially)	25th February 2013	2013/358
Section 19(1), (2)(a) to (c), (5) and (6) (partially)	As section 1	As section 1
Section 19(2)(d), (3) and (4)	25th February 2013	2013/358
Section 20(1) (partially)	25th February 2013	2013/358
Section 20 (partially)	As section 1	As section 1
Section 21 (partially)	As section 1	As section 1
Section 22 (partially)	As section 1	As section 1
Section 22(2) (partially)	25th February 2013	2013/358
Section 23 (partially)	As section 1	As section 1
Sections 24(1), (5) and (6) and 25	25th February 2013	2013/358
Section 24(2), (3) and (4) (partially)	As section 1	As section 1
Section 26(1) to (5) (partially)	As section 1	As section 1
Section 26(2)(a) (partially)	25th February 2013	2013/358
Sections 26(6) to (8), 27(4), (5) and (9) and 28	25th February 2013	2013/358
Section 27(1) to (3) and (6) to (8) (partially)	As section 1	As section 1
Section 29	29th April 2013	2013/983
Sections 30 and 31 (partially)	25th February 2013	2013/358
Section 31 (partially)	1st April 2013	2013/358
Section 31 (partially)	29th April 2013	2013/358
Section 31 (partially)	29th April 2013	2013/983
Section 32	25th February 2013	2013/358
Section 33(1)(a) and (b), (2) and (3) (partially)	16th June 2014	2014/1452
Section 33(1)(a) and (b), (2) and (3) (partially)	As section 1	As section 1
Section 33(1)(e)	1st April 2013	2013/358
Sections 33(3) (partially)	1st April 2013	2013/358
Section 35 (partially)	25th February 2013	2013/358
Section 35 (partially)	29th April 2013	2013/983
Section 36 (partially)	25th February 2013	2013/358

Provision	Date of commencement	S.I. Number
Sections 37(3) to (7) and 39(3)(a)	25th February 2013	2013/358
Section 37 (for all remaining purposes)	29th April 2013	2013/983
Section 38	29th April 2013	2013/983
Section 39 (partially)	25th February 2013	2013/358
Section 39 (for all remaining purposes)	29th April 2013	2013/983
Sections 40, 42 and 43	25th February 2013	2013/358
Section 44(1) (partially)	As section 33(1)(a) and (b)	As section 33(1) (a) and (b)
Section 44(2) (partially)	As section 33(1)(a) and (b)	As section 33(1) (a) and (b)
Section 44(5)	10th June 2012	2012/1246
Section 45	8th October 2012	2012/2530
Section 46(1) and (3) (partially)	10th June 2012	2012/1246
Section 46(1) (partially)	22nd October 2012	2012/2530
Section 46(2)	10th June 2012	2012/1246
Section 46(3) (for all remaining purposes)	22nd October 2012	2012/2530
Section 46(4)	22nd October 2012	2012/2530
Section 47	20th March 2012	2012/863
Section 48 (partially)	22nd October 2012	2012/2530
Section 49(1) and (3) (partially)	25th February 2013	2013/358
Section 49(1), (2) and (3) to (5) (partially)	As section 33(1)(a) and (b)	As section 33(1) (a) and (b)
Section 49(6)	25th February 2013	2013/358
Section 51 (partially)	20th March 2012	2012/863
Section 51 (for all remaining purposes)	1st May 2012	2012/863
Sections 52 and 53	1st May 2012	2012/863
Section 54(1) (partially)	25th February 2013	2013/358
Section 54(1) and (2) (partially)	As section 33(1)(a) and (b)	As section 33(1) (a) and (b)
Section 54(6)	25th February 2013	2013/358
Section 55	3rd December 2012	2012/2530
Section 56	26th November 2012	2012/2530
Section 57(1) and (2) (partially)	25th February 2013	2013/358
Section 57(1), (2), (4), (5) and (9) (partially)	As section 33(1)(a) and (b)	As section 33(1) (a) and (b)
Section 57(6)	25th February 2013	2013/358

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Provision Section 58(1) and (2)	Date of commencement 20th March 2012	S.I. Number 2012/863
Section 64 (partially)	30th October 2012	2012/803
•	5th December 2012	
Section 64 (for all remaining purposes)		2012/2530
Section 65	5th December 2012	2012/2530
Section 66 (partially)	30th October 2012	2012/2530
Section 66 (partially)	31st October 2013	2013/2534
Sections 67 and 68	5th December 2012	2012/2530
Section 69 (partially)	27th November 2012	2012/2946
Section 69 (for all remaining purposes)	1st January 2013	2012/2946
Section 70(1) and (3) to (10)	1st April 2013	2012/3090
Section 70(2)	1st August 2013	2012/3090
Section 73	1st April 2013	2012/3090
Section 77(3) (partially)	25th February 2013	2013/358
Section 77(1) to (3) (partially)	8th April 2013	2013/358
Section 77(1) to (3) (for all remaining purposes)	10th June 2013	2013/1250
Section 78(1), (2), (5) and (6) (partially)	8th April 2013	2013/358
Section 78(1), (2), (5) and (6) (for all remaining purposes)	10th June 2013	2013/1250
Section 78(3) and (4)	25th February 2013	2013/358
Section 79(1), (2), (5) and (6) (partially)	8th April 2013	2013/358
Section 79(1), (2), (5) and (6) (for all remaining purposes)	10th June 2013	2013/1250
Section 79(3), (4) and (7)	25th February 2013	2013/358
Sections 80 and 81	25th February 2013	2013/358
Section 82 (partially)	8th April 2013	2013/358
Section 82 (for all remaining purposes)	10th June 2013	2013/1250
Section 83(3) (partially)	25th February 2013	2013/358
Section 83(1) to (3) and 84 (partially)	8th April 2013	2013/358
Section 83(1) to (3) and 84 (for all remaining purposes)	10th June 2013	2013/1250
Sections 85 and 86	25th February 2013	2013/358
Section 87 (partially)	25th February 2013	2013/358
Section 87 (partially)	8th April 2013	2013/358
Section 87 (for all remaining purposes)	10th June 2013	2013/1250
Sections 88 and 89 (partially)	8th April 2013	2013/358

Provision	Date of commencement	S.I. Number
Sections 88 and 89 (for all remaining purposes)	10th June 2013	2013/1250
Section 91 (partially)	25th February 2013	2013/358
Section 91 (partially)	8th April 2013	2013/358
Section 91 (partially)	10th June 2013	2013/1250
Sections 92, 93 and 94	25th February 2013	2013/358
Section 95 (partially)	25th February 2013	2013/358
Section 95 (partially)	8th April 2013	2013/358
Section 95 (for all remaining purposes)	10th June 2013	2013/1250
Section 96 (partially)	27th November 2012	2012/2946
Section 96 (for all remaining purposes)	15th April 2013	2012/2946
Section 97(1) to (4)	27th November 2012	2012/2946
Section 97(5) and (6)	15th April 2013	2012/2946
Sections 98 and 99	25th February 2013	2013/358
Section 100	25th February 2013	2013/358
Section 101(1) (partially)	25th February 2013	2013/358
Section 101(2)	1st April 2013	2013/358
Section 102(1) (partially)	25th February 2013	2013/358
Section 102(2) to (5)	25th February 2013	2013/358
Section 102(6) (partially)	25th February 2013	2013/358
Section 102(6) (partially)	29 <sup>th</sup> April 2013	2013/983
Section 104	25th February 2013	2013/358
Section 105(1) (partially)	1st July 2012	2012/1246
Section 105(1) (partially)	1st October 2012	2012/1246
Section 105(1) (partially)	29th April 2013	2013/358
Section 105(3), (5) and (6)	29th April 2013	2013/358
Section 105(4)	1st October 2012	2012/1246
Section 105(7) (partially)	29th April 2013	2013/358
Section 106	1st July 2012	2012/1246
Section 110 (partially)	17th June 2013	2013/1250
Section 110	1st October 2013	2013/1250
Section 112(1) and (2) (partially)	20th April 2016	2016/511
Section 112(1) and (2) (for all remaining purposes)	24th May 2016	2016/511
Section 112(3) to (6)	24th May 2016	2016/511

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Provision Sections 113 to 115	Date of commencement 8th May 2012	S.I. Number 2012/863
Section 116(1) (partially)	10th May 2012	2012/303
Section 116(1) (for all remaining purposes)	1st October 2012	2012/1246
Section 116(2)	10th May 2012	2012/1246
Section 117(1) (partially)	1st April 2013	2013/358
Section 117(1) (for all remaining purposes)	6th April 2013	2013/358
Section 117(2)	1st April 2013	2013/358
Section 117(3)	6th April 2013	2013/358
Section 118(1), (2), (5) and (8)(b) (partially)	25th February 2013	2013/358
Section 118(1), (2), (5) and (8)(b) (for all remaining purposes)	1st April 2013	2013/358
Sections 118(3), (4), (6), (7) and (8)(a) and (c) and 119	1st April 2013	2013/358
Section 120 (partially)	1st February 2013	2013/178
Section 120 (for all remaining purposes)	6th April 2013	2013/178
Sections 122, 123 and 125(38)	6th June 2012	2012/1246
Sections 128 and 129	20th March 2012	2012/863
Section 130 (partially)	20th March 2012	2012/863
Section 130 (for all remaining purposes)	8th May 2012	2012/863
Section 131 (partially)	20th March 2012	2012/863
Section 131 (for all remaining purposes)	8th May 2012	2012/863
Section 132(8)	20th March 2012	2012/863
Section 132 (for all remaining purposes)	8th May 2012	2012/863
Section 133(1) to (4)	20th March 2012	2012/863
Section 133(6)	2nd July 2012	2012/1651
Sections 136, 140 and 141	25th November 2013	2013/2947
Section 137	30th June 2014	2014/1635
Sections 143, 144 and 146	8th May 2012	2012/863
Schedule 1 (partially)	25th February 2013	2013/358
Schedule 2 (partially)	25th February 2013	2013/358
Schedule 2 (partially)	1st April 2013	2013/358
Schedule 2 (partially)	29th April 2013	2013/358
Schedule 2 (partially)	29th April 2013	2013/983
Schedule 3 (partially)	1st April 2013	2013/358

Provision	Date of commencement	S.I. Number
Schedule 3 (partially)	As section 33(1)(a) and (b)	As section 33(1) (a) and (b)
Schedule 5 (partially)	25th February 2013	2013/358
Schedule 5 (partially)	29th April 2013	2013/983
Schedule 6 (partially)	25th February 2013	2013/358
Schedule 7 (partially)	22nd October 2012	2012/2530
Schedule 8 (partially)	1st April 2013	2012/3090
Schedule 8 (for all remaining purposes)	1st August 2013	2012/3090
Schedule 9 (partially)	25th February 2013	2013/358
Schedule 9 (partially)	8th April 2013	2013/358
Schedule 9 (partially)	10th June 2013	2013/1250
Schedule 10	25th February 2013	2013/358
Schedule 11 (partially)	25th February 2013	2013/358
Schedule 11 (partially)	29th April 2013	2013/983
Part 1 of Schedule 14 (partially)	As Schedule 3	As Schedule 3
Part 3 of Schedule 14 (partially)	22nd October 2012	2012/2530
Parts 4 and 5 of Schedule 14 (partially)	As section 33(1)(a) and (b)	As section 33(1) (a) and (b)
Part 8 of Schedule 14 (partially)	1st April 2013	2012/3090
Part 8 of Schedule 14 (partially)	1st August 2013	2012/3090
Part 11 of Schedule 14 (partially)	1st April 2013	2013/358
Part 11 of Schedule 14 (partially)	29th April 2013	2013/358
Part 14 of Schedule 14	8th May 2012	2012/863