

# The Jobseeker's Allowance (Work and Health Programme) (Employment Officers) Designation Order 2018

*Made* - - - - - *19 February 2018*

*Coming into force* - - - *01 April 2018*

The Secretary of State for Work and Pensions makes the following Order in exercise of powers conferred by sections 35(1) and 36(2) and (4) of the Jobseekers Act 1995(1).

## **Citation**

1. This Order may be cited as the Jobseeker's Allowance (Work and Health Programme) (Employment Officers) Designation Order 2018.

## **Commencement**

2. This Order comes into force on 01 April 2018.

## **Interpretation**

3. In this Order—

“approved sub-contractor” means, in relation to any prime contractor, an organisation engaged by the prime contractor to perform its obligations under a relevant contract and which is approved in accordance with arrangements made by the Secretary of State, whether at the date of this Order or from time to time pursuant to the terms of the contract;

“London borough” means—

- (a) the City of London;
- (b) the London Borough of Croydon;
- (c) the London Borough of Ealing; or
- (d) the London Borough of Redbridge;

“prime contractor” means an organisation specified in the Schedule and appointed by the Secretary of State, the Greater Manchester Combined Authority or a London borough to provide services or facilities for the Work and Health Programme;

“relevant contract” means, in relation to any prime contractor, a call-off contract made between the Secretary of State, the Greater Manchester Combined Authority or a London borough to provide services or facilities for the Work and Health Programme;

“Work and Health Programme” means the scheme described in regulation 3(8C) of the Jobseeker's Allowance (Schemes for Assisting Persons to Obtain Employment) Regulations 2013(2).

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(1) 1995 c.18. Section 35(1) is an interpretation provision which defines an “employment officer”. This definition was inserted by section 44(5) of the Welfare Reform Act 2012 (c.5). Section 36(4) is amended but the amendment is not relevant to this Order. Section 36(1A) provides that an order made under section 35(1) is not made as a statutory instrument. This subsection was inserted by section 48 of and paragraph 9 of Schedule 7 to the Welfare Reform Act 2012.

(2) S.I. 2013/276. Regulation 3(8C) was inserted by S.I. 2017/1020, regulation 2(1), (2)(b).

**Designation of employment officer functions**

4. Employees of a prime contractor or an approved sub-contractor are designated as employment officers for the purposes of section 19(2)(c) (higher-level sanctions) of the Jobseekers Act 1995(3).

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



Date: 12/03/18

*Sarah Newton MP*  
Minister of State  
Department for Work and Pensions

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(3) Section 19 was substituted by section 46(1) of the Welfare Reform Act 2012.

## SCHEDULE

### Prime Contractors

<b>Prime Contractor</b>	<b>Appointed by</b>	<b>Contract Package Area</b>
The Shaw Trust Ltd	Secretary of State	Central England
Reed In Partnership	Secretary of State	North East
Ingeus UK Ltd	Secretary of State	North West
The Pluss Organisation CIC	Secretary of State	Southern
The Shaw Trust Ltd	Secretary of State	Home Counties
Remploy Limited	Secretary of State	Wales
InWorkGM	Greater Manchester Combined Authority	Greater Manchester
Ingeus	City of London	Central London Forward
Maximus	London Borough of Redbridge	Local London
Reed In Partnership	London Borough of Croydon	South London Partnership
The Shaw Trust Ltd	London Borough of Ealing	West London Alliance

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

1. The designated employees of specified organisations contracted to provide services or facilities for the Work and Health Programme as employment officers for the purposes of section 19(2)(c) of the 1995 Act.

2. An employment officer may require a claimant in receipt of Jobseeker's Allowance to apply for, or accept if offered, a situation in any employment which the employment officer has informed the claimant is vacant or is about to become vacant. It is a sanctionable failure if a claimant, without good reason, fails to apply for, or accept if offered, such employment.