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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2022 No.**

**SOCIAL SECURITY**

The Disability Assistance for Working Age  
People (Transitional Provisions and Miscellaneous  
Amendment) (Scotland) Regulations 2022

*Made* - - - - 2022

*Coming into force* 29th August 2022

THE DISABILITY ASSISTANCE FOR WORKING AGE PEOPLE  
(TRANSITIONAL PROVISIONS AND MISCELLANEOUS  
AMENDMENT) (SCOTLAND) REGULATIONS 2022

PART 1

Introductory and interpretation

1. Citation, commencement and extent
2. Interpretation

PART 2

Transfer to Adult Disability Payment

3. Notice of intention to transfer to Adult Disability Payment
4. Transfer determination without application of entitlement to Adult Disability Payment
5. Entitlement to Adult Disability Payment
6. Amount and form and time of payment of Adult Disability Payment
7. Effect of determination on entitlement to Disability Living Allowance
8. Periods in respect of a re-determination request in relation to a transfer determination
9. Special rules for terminal illness - exception to regulation 4(5)
10. Modification of the ADP Regulations: transferring individuals
11. Appointees

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a Scottish Statutory Instrument: *The Disability Assistance for Working Age People (Transitional Provisions and Miscellaneous Amendment) (Scotland) Regulations 2022 No. 217*

### PART 3

#### Review of entitlement to Adult Disability Payment

12. Review determination without application of entitlement to Adult Disability Payment
13. Time of payment
14. Change of circumstances
15. When an increase in level of entitlement takes effect
16. When a decrease in level or cessation of entitlement takes effect

### PART 4

#### Miscellaneous amendments

17. Amendment of the Personal Independence Payment (Transitional Provisions) Regulations 2013
  18. Amendment of the Disability Assistance for Children and Young People (Scotland) Regulations 2021
  19. Amendment of the Disability Assistance for Working Age People (Scotland) Regulations 2022
- Signature  
Explanatory Note