
SCOTTISH STATUTORY INSTRUMENTS

2022 No. 54

The Disability Assistance for Working Age People (Scotland) Regulations 2022

PART 2

Disability Assistance for Working Age People

Overview

3.—(1) An individual is entitled to Adult Disability Payment in accordance with these Regulations if the individual meets the eligibility rules in—

- (a) regulation 4 (entitlement to other benefits),
- (b) regulations 15 to 21 (residence and presence conditions),
- (c) regulation 22 (age criteria), and
- (d) one or more of the following—
 - (i) regulation 5 (daily living component),
 - (ii) regulation 6 (mobility component),
 - (iii) regulation 26 (entitlement under special rules for terminal illness).

(2) Adult Disability Payment is to consist of a daily living component and a mobility component.

(3) There are 2 weekly rates of the daily living component and 2 weekly rates of the mobility component and those rates are specified in regulation 34 (amount and form of Adult Disability Payment).

Commencement Information

II [Reg. 3](#) in force at 21.3.2022, see [reg. 1](#)

Entitlement to other benefits

4. An individual is not entitled to Adult Disability Payment while they are entitled to—

- (a) armed forces independence payment,
- (b) Attendance Allowance,
- (c) Child Disability Payment,
- (d) Disability Living Allowance, or
- (e) Personal Independence Payment.

Changes to legislation: *The Disability Assistance for Working Age People (Scotland) Regulations 2022, PART 2 is up to date with all changes known to be in force on or before 03 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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Modifications etc. (not altering text)

- C1** [Reg. 4\(d\)](#) excluded (29.8.2022) by [The Disability Assistance for Working Age People \(Transitional Provisions and Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/217\)](#), regs. 1(1), **7(2)(b)**
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Commencement Information

- I2** [Reg. 4](#) in force at 21.3.2022, see [reg. 1](#)

Changes to legislation:

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[View outstanding changes](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 4(ba) inserted by [S.S.I. 2024/141 reg. 12\(3\)](#)
- reg. 26(12)(a)(iia) inserted by [S.S.I. 2024/141 reg. 12\(4\)](#)