
SCOTTISH STATUTORY INSTRUMENTS

2012 No. 34

**The Home Energy Assistance Scheme
(Scotland) Amendment Regulations 2012**

Amendment to the Home Energy Assistance Scheme (Scotland) Regulations 2009

5. In regulation 6 (persons eligible to apply for grant)—
- (a) after paragraph (4A)(1) insert—
 - “(4AA) The criteria are that the person—
 - (a) is or lives with a partner who is in receipt of a mobility supplement of the type described in paragraph (5)(e) or who is in receipt of the intermediate rate or exceptional rate of a constant attendance allowance as described in that paragraph;
 - (b) is or lives with a partner who is in receipt of a benefit listed in paragraph (5), other than those set out in sub-paragraph (e); and
 - (c) lives in an energy inefficient dwelling.”;
 - (b) in paragraph (4B), after “allowance” insert “or the benefits set out in sub-paragraph (e) of that paragraph”; and
 - (c) for paragraph (5)(e) substitute—
 - “(e) “a mobility supplement under article 20 of the Naval, Military and Air Forces etc. (Disablement and Death) Service Pensions Order 2006(2) (including such a supplement payable by virtue of the application of that article by any other scheme or order) or under article 25A of the Personal Injuries (Civilians) Scheme 1983(3) (including that article as applied by article 48A of that Scheme), or a payment intended to compensate for the non-payment of such a supplement, or a payment of constant attendance allowance under article 8 of that Order(4);”.

(1) Paragraphs (4A) and (4B) were inserted by [S.S.I. 2011/56](#).
(2) [S.I. 2006/606](#).
(3) [S.I. 1983/686](#); article 25A was added by [S.I. 1983/1164](#) and amended by [S.I. 1983/1540](#), [1986/628](#), [1990/1300](#), [1991/708](#), [1992/702](#), [1995/445](#), [1997/812](#) and [2001/420](#). Article 48A was added by [S.I. 1984/1289](#). There are other amendments to [S.I. 1983/686](#) not relevant to these Regulations.
(4) Article 8 was amended by [S.I. 2009/706](#).