

## SCOTTISH STATUTORY INSTRUMENTS

# 2020 No. 399

## The Social Security Co-ordination (EU Exit) (Scotland) (Amendments etc.) Regulations 2020

### Amendment of the Funeral Expense Assistance (Scotland) Regulations 2019

5.—(1) The Funeral Expense Assistance (Scotland) Regulations 2019<sup>(1)</sup> are amended in accordance with paragraph (2).

(2) For regulation 9(3) (residence conditions, place of funeral and status), substitute—

“(3) This paragraph applies where the applicant is, or has a partner who is—

- (a) a qualified person within the meaning of regulation 6(1)(b) (worker) or (c) (self-employed person) of the Immigration (European Economic Area) Regulations 2016<sup>(2)</sup> (the EEA Regulations);
- (b) a person who retains the status referred to in sub-paragraph (a) pursuant to regulation 6(2) or (4) of the EEA Regulations<sup>(3)</sup>;
- (c) a person who is a family member of a person referred to in sub-paragraph (a) or (b) within the meaning of regulation 7(1) of the EEA Regulations<sup>(4)</sup>;
- (d) a person who has a right to reside permanently in the United Kingdom by virtue of regulation 15(1)(c), (d) or (e) of the EEA Regulations<sup>(5)</sup>; or
- (e) a person granted indefinite or limited leave to enter, or remain in, the United Kingdom under the Immigration Act 1971<sup>(6)</sup> by virtue of Appendix EU to the immigration rules made under section 3(2) of that Act<sup>(7)</sup>.”

#### Commencement Information

**II** [Reg. 5](#) in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, s 39\(1\)](#)), see [reg. 1](#)

<sup>(1)</sup> [S.S.I. 2019/292](#), to which there are amendments not relevant to these Regulations.

<sup>(2)</sup> [S.I. 2016/1052](#) was amended by [S.I. 2018/801](#).

<sup>(3)</sup> Regulation 6 was relevantly amended by [S.I. 2018/801](#).

<sup>(4)</sup> Regulation 7 was relevantly amended by [S.I. 2019/1155](#) and [S.I. 2019/468](#).

<sup>(5)</sup> Regulation 15 was relevantly amended by [S.I. 2018/801](#).

<sup>(6)</sup> [1971 c.77](#).

<sup>(7)</sup> <https://www.gov.uk/guidance/immigration-rules/immigration-rules-appendix-eu>, as amended from time to time.

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security Co-ordination (EU Exit) (Scotland) (Amendments etc.) Regulations 2020, Section 5.