

Status: Point in time view as at 01/04/2022.

Changes to legislation: The Council Tax Reduction (Scotland) Regulations 2021, PART 6 is up to date with all changes known to be in force on or before 08 July 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)

SCHEDULE 1

Applicable amount

PART 6

Work-related activity and support components

Work-related activity and support components

18.—(1) Subject to paragraph 20 the applicant is entitled to one, but not both, of the components in paragraph 21 or 22 if—

- (a) the applicant or the applicant’s partner has made a claim for employment and support allowance,
- (b) the Secretary of State has decided that the applicant or the applicant’s partner has, or is to be treated as having, limited capability for work or limited capability for work-related activity, and
- (c) either—
 - (i) the assessment phase as defined in section 24(2) of the 2007 Act has ended, or
 - (ii) regulation 7 of the Employment and Support Allowance Regulations (circumstances where the condition that the assessment phase has ended before entitlement to the support component or the work related activity component arises does not apply)(1) applies.

(2) In this Part—

- (a) “limited capability for work”—
 - (i) in the case of an applicant who has an award of universal credit, has the meaning given to it in regulation 39 of the 2013 Regulations,
 - (ii) in all other cases, has the meaning given to it in section 1(4) of the 2007 Act,
- (b) “limited capability for work-related activity”—
 - (i) in the case of an applicant who has an award of universal credit, has the meaning given to “limited capability for work and work-related activity” in regulation 40 of the 2013 Regulations,
 - (ii) in all other cases, has the meaning given to it in section 2(5) of the 2007 Act.

Commencement Information

II Sch. 1 para. 18 in force at 1.4.2022, see **reg. 1**

19.—(1) Subject to paragraph 20, the applicant is entitled to one, but not both, of the components in paragraphs 21 and 22 if the applicant or the applicant’s partner is entitled to a converted employment and support allowance or would be entitled but for the application of section 1A of the 2007 Act (duration of contributory allowance)(2).

(1) Regulation 7 was amended by [S.I. 2008/3051](#), [S.I. 2010/840](#), [S.I. 2012/874](#), [S.I. 2012/913](#), [S.I. 2012/919](#), [S.I. 2017/204](#) and [S.I. 2017/581](#).

(2) Section 1A was inserted by section 51 of the 2012 Act and amended by paragraph 26 of schedule 3 and paragraph 1 of schedule 14 of that Act.

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(2) In this paragraph, a “converted employment and support allowance” means an employment and support allowance which is not income-related and to which a person is entitled as a result of a conversion decision within the meaning of the Employment and Support Allowance (Existing Awards) Regulations.

Commencement Information

I2 Sch. 1 para. 19 in force at 1.4.2022, see **reg. 1**

20.—(1) The applicant has no entitlement under paragraph 21 or 22 if the applicant is entitled to the disability premium under paragraphs 11 and 12.

(2) Where the applicant and the applicant’s partner each satisfies paragraph 21 or 22, the component to be included in the applicant’s applicable amount is that which relates to the applicant.

Commencement Information

I3 Sch. 1 para. 20 in force at 1.4.2022, see **reg. 1**

Commencement Information

I1 Sch. 1 para. 18 in force at 1.4.2022, see **reg. 1**

I2 Sch. 1 para. 19 in force at 1.4.2022, see **reg. 1**

I3 Sch. 1 para. 20 in force at 1.4.2022, see **reg. 1**

Work-related activity component

21. The applicant is entitled to the work-related activity component if the Secretary of State has decided that the applicant or the applicant’s partner has, or is to be treated as having, limited capability for work.

Commencement Information

I4 Sch. 1 para. 21 in force at 1.4.2022, see **reg. 1**

Support component

22. The applicant is entitled to the support component if the Secretary of State has decided that the applicant or the applicant’s partner has, or is to be treated as having, limited capability for work-related activity.

Commencement Information

I5 Sch. 1 para. 22 in force at 1.4.2022, see **reg. 1**

Amount of work-related activity component

23. The amount of the work-related activity component is [^{F1}£30.60].

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Textual Amendments

F1 Sum in sch. 1 para. 23 substituted (1.4.2022) by [The Council Tax Reduction \(Scotland\) Amendment Regulations 2022 \(S.S.I. 2022/52\)](#), regs. 1(3), **25(d)**

Commencement Information

I6 [Sch. 1 para. 23](#) in force at 1.4.2022, see [reg. 1](#)

Amount of support component

24. The amount of the support component is [^{F2}£40.60].

Textual Amendments

F2 Sum in sch. 1 para. 24 substituted (1.4.2022) by [The Council Tax Reduction \(Scotland\) Amendment Regulations 2022 \(S.S.I. 2022/52\)](#), regs. 1(3), **25(e)**

Commencement Information

I7 [Sch. 1 para. 24](#) in force at 1.4.2022, see [reg. 1](#)

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