
SCOTTISH STATUTORY INSTRUMENTS

2021 No. 305

**The Social Security (Claims and Payments)
(Miscellaneous Amendments) (Scotland) Regulations 2021**

Amendment of the 1987 Regulations

3. After regulation 21ZA (payment of arrears of benefits by instalments) of the 1987 Regulations⁽¹⁾ insert—

“Payment of arrears of benefit by instalments

21ZB.—(1) In relation to payments made under provisions related to devolved social security matters, the Scottish Ministers may pay arrears of benefit in instalments where—

- (a) the Scottish Ministers consider it is necessary for protecting the interests of the beneficiary, and
- (b) the beneficiary agrees that those arrears may be paid in instalments.

(2) For the purpose of paragraph (1), “devolved social security matters” means matters which are within the legislative competence of the Scottish Parliament by virtue of exceptions 1 to 10 in Section F1 of Part 2 of schedule 5 of the Scotland Act 1998⁽²⁾.”

⁽¹⁾ Regulation 21ZA was inserted by S.I. 2021/xxx.

⁽²⁾ 1998 c. 46. Exceptions 1 to 10 in Section F1 of Part 2 of schedule 5 were inserted by sections 22 to 28 of the Scotland Act 2016 (c. 11).