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SCOTTISH STATUTORY INSTRUMENTS

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**2021 No. 82**

The Milk and Healthy Snack  
Scheme (Scotland) Regulations 2021

PART 4

Entitlement

**Entitlement of an eligible child**

5.—(1) The Scheme entitles an eligible child, on each day that the requirement in paragraph (2) is met, to the benefit prescribed in paragraph (3).

(2) The requirement is that the child receives a service from a childcare provider for a total of 2 or more hours per day.

(3) The benefit prescribed for an eligible child is—

- (a) the volume specified in the relevant row of column 2 of the table in schedule 1 of the type of milk or non-dairy alternative specified in the relevant row of column 3 of that table, and
- (b) where the child has reached 6 months of age, one healthy snack item.

(4) For the purposes of subparagraph 3(a)—

- (a) “the relevant row of column 2” means the row in that column that corresponds to the age of the eligible child specified in column 1 of the table in schedule 1, and
- (b) “the relevant row of column 3” is the row in that column that corresponds to the age of the eligible child specified in column 1 of the table in schedule 1 and adjusted by reference to any condition specified in column 4 of that table which applies in respect of that child.

**Provision of benefit**

6. The benefit to which an eligible child is entitled must be provided to that child by a childcare provider on each day and during the hours which that child is in receipt of the service from that childcare provider.