
SCOTTISH STATUTORY INSTRUMENTS

2022 No. 108

**The Social Security (Residence Requirements)
(Ukraine) (Scotland) Regulations 2022**

Amendment of the Early Years Assistance (Best Start Grants) (Scotland) Regulations 2018

4.—(1) The Early Years Assistance (Best Start Grants) (Scotland) Regulations 2018(1) are amended as follows.

(2) In paragraph 4 of schedule 2 (residence requirement – pregnancy and baby grant)—

(a) after sub-paragraph (2)(ab) insert—

“(ac) a person who was residing in Ukraine immediately before 1 January 2022, left Ukraine in connection with the Russian invasion which took place on 24 February 2022 and—

(i) has been granted leave in accordance with immigration rules made under section 3(2) of the Immigration Act 1971(2), or

(ii) has a right of abode in the United Kingdom within the meaning given in section 2 of that Act(3),” and

(b) in paragraph (c) of sub-paragraph (2), omit the words from “where that leave is” to the end of that paragraph.

(3) In paragraph 3 of schedule 3 (residence requirement – early learning grant)—

(a) after sub-paragraph (2)(ab) insert—

“(ac) a person who was residing in Ukraine immediately before 1 January 2022, left Ukraine in connection with the Russian invasion which took place on 24 February 2022 and—

(i) has been granted leave in accordance with immigration rules made under section 3(2) of the Immigration Act 1971, or

(ii) has a right of abode in the United Kingdom within the meaning given in section 2 of that Act,” and

(b) in paragraph (c) of sub-paragraph (2), omit the words from “where that leave is” to the end of that paragraph.

(4) In paragraph 4 of schedule 4 (residence requirement – school-age grant)—

(a) after sub-paragraph (2)(ab) insert—

“(ac) a person who was residing in Ukraine immediately before 1 January 2022, left Ukraine in connection with the Russian invasion which took place on 24 February 2022 and—

(i) has been granted leave in accordance with immigration rules made under section 3(2) of the Immigration Act 1971, or

(1) S.S.I. 2018/370.

(2) 1971 c. 77.

(3) Section 2 was amended by section 39(2) of the British Nationality Act 1981 (c. 61) and S.I. 2019/745.

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- (ii) has a right of abode in the United Kingdom within the meaning given in section 2 of that Act,” and
- (b) in paragraph (c) of sub-paragraph (2), omit the words from “where that leave is” to the end of that paragraph.