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## SCOTTISH STATUTORY INSTRUMENTS

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# 2022 No. 54

## The Disability Assistance for Working Age People (Scotland) Regulations 2022

### PART 2

#### Disability Assistance for Working Age People

##### Overview

**3.—(1)** An individual is entitled to Adult Disability Payment in accordance with these Regulations if the individual meets the eligibility rules in—

- (a) regulation 4 (entitlement to other benefits),
- (b) regulations 15 to 21 (residence and presence conditions),
- (c) regulation 22 (age criteria), and
- (d) one or more of the following—
  - (i) regulation 5 (daily living component),
  - (ii) regulation 6 (mobility component),
  - (iii) regulation 26 (entitlement under special rules for terminal illness).

(2) Adult Disability Payment is to consist of a daily living component and a mobility component.

(3) There are 2 weekly rates of the daily living component and 2 weekly rates of the mobility component and those rates are specified in regulation 34 (amount and form of Adult Disability Payment).

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##### Commencement Information

**II** [Reg. 3](#) in force at 21.3.2022, see [reg. 1](#)

##### Entitlement to other benefits

**4.** An individual is not entitled to Adult Disability Payment while they are entitled to—

- (a) armed forces independence payment,
- (b) Attendance Allowance,
- (c) Child Disability Payment,
- (d) Disability Living Allowance, or
- (e) Personal Independence Payment.

**Status:** Point in time view as at 29/08/2022.

**Changes to legislation:** The Disability Assistance for Working Age People (Scotland) Regulations 2022, PART 2 is up to date with all changes known to be in force on or before 03 August 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)

**Modifications etc. (not altering text)**

- C1** Reg. 4(d) excluded (29.8.2022) by The Disability Assistance for Working Age People (Transitional Provisions and Miscellaneous Amendment) (Scotland) Regulations 2022 (S.S.I. 2022/217), regs. 1(1), 7(2)(b)

**Commencement Information**

- I2** Reg. 4 in force at 21.3.2022, see **reg. 1**

**Status:**

Point in time view as at 29/08/2022.

**Changes to legislation:**

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