

SCOTTISH STATUTORY INSTRUMENTS

2022 No. 54

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

PART 6

Entitlement under rules relating to age

Persons who have reached the relevant age: other exceptions

24. Regulation 22(1)(b) does not apply where the individual has reached the relevant age, including for the purposes of any determination of their entitlement to Adult Disability Payment made after they have reached the relevant age, if they—

- (a) were entitled to an award of either or both components of Adult Disability Payment on the day preceding the day on which they reached the relevant age,
- (b) made an application for Adult Disability Payment before reaching the relevant age and that application was not determined before they reached that age, but an award of either or both components would be made in respect of the individual but for regulation 22(1)(b), ^{F1}...
- (c) are a transferring individual in terms of Part 3 of schedule 2 ^{F2}, or
- (d) are a transferring individual in terms of the Disability Assistance for Working Age People (Transitional Provisions and Miscellaneous Amendment) (Scotland) Regulations 2022.]

Textual Amendments

- F1** Word in [reg. 24\(b\)](#) omitted (29.8.2022) by virtue of [The Disability Assistance for Working Age People \(Transitional Provisions and Miscellaneous Amendment\) \(Scotland\) Regulations 2022 \(S.S.I. 2022/217\)](#), [regs. 1\(1\)](#), [19\(5\)\(a\)](#)
- F2** [Reg. 24\(d\)](#) and word inserted (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\(1\)](#), [19\(5\)\(b\)](#)

Commencement Information

- I1** [Reg. 24](#) in force at 21.3.2022, see [reg. 1](#)

Changes to legislation:

The Disability Assistance for Working Age People (Scotland) Regulations 2022, Section 24 is up to date with all changes known to be in force on or before 15 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 4(ba) inserted by [S.S.I. 2024/141 reg. 12\(3\)](#)
- reg. 26(12)(a)(iia) inserted by [S.S.I. 2024/141 reg. 12\(4\)](#)