
SCOTTISH STATUTORY INSTRUMENTS

2022 No. 54

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

PART 9

Making of applications and payments and duration of eligibility

Amount and form of Adult Disability Payment

34.—(1) The weekly rate of payment of the daily living component is, where the individual is entitled to—

- (a) the standard rate, £60.00, or
- (b) the enhanced rate, £89.60.

(2) The weekly rate of the mobility component is, where the individual is entitled to—

- (a) the standard rate, £23.70, or
- (b) the enhanced rate, £62.55.

(3) Where an individual is entitled to payment of the daily living component or the mobility component for a period shorter than one week, payment of that component is to be made at one-seventh of the relevant weekly rate, for each day of entitlement.

(4) For any week where an individual is entitled to—

- (a) the daily living component of Adult Disability Payment, and
- (b) payment of an amount in respect of constant attendance under section 104 of the Social Security Contributions and Benefits Act 1992⁽¹⁾,

the amount of the daily living component of Adult Disability Payment that is to be given to the individual is to be reduced by the amount paid under that section.

(5) For the purpose of calculating the amount of the daily living component that is to be given to the individual, in accordance with paragraph (3), where the amount in respect of constant attendance is equal to or greater than the amount of the daily living component of Adult Disability Payment, the value of the daily living component of Adult Disability Payment that is to be given to the individual is to be £0.

(6) For any week where an individual is entitled to—

- (a) the mobility component of Adult Disability Payment, and
- (b) payment of War Pensioners' Mobility Supplement within the meaning of—
 - (i) the Naval, Military and Air Forces etc. (Disablement and Death) Service Pensions Order 1983 (“1983 Order”)⁽²⁾,

(1) 1992 c. 4.

(2) S.I. 1983/883.

- (ii) the Personal Injuries (Civilians) Scheme 1983⁽³⁾,
- (iii) the 1983 Order by virtue of the War Pensions (Naval Auxiliary Personnel) Scheme 1964⁽⁴⁾,
- (iv) the Pensions (Polish Forces) Scheme 1964⁽⁵⁾,
- (v) the War Pensions (Mercantile Marine) Scheme 1964⁽⁶⁾, or
- (vi) an Order of Her Majesty in relation to the Home Guard dated 21 December 1964 or 22 December 1964, or in relation to the Ulster Defence Regiment dated 4 January 1971,

the amount of the mobility component of Adult Disability Payment that is to be given to the individual is to be £0.

(7) Adult Disability Payment is only to be given in the form of money, except as provided for by regulation 44 (Form of payment – giving Adult Disability Payment by way of deduction).

⁽³⁾ S.I. 1983/686.
⁽⁴⁾ S.I. 1964/1985.
⁽⁵⁾ S.I. 1964/2007.
⁽⁶⁾ S.I. 1964/2058.