

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2023 No. 11**

**The Legal Aid and Advice and Assistance (Miscellaneous Amendment) (Scotland) Regulations 2023**

**Amendment of the Children’s Legal Assistance (Scotland) Regulations 2013**

5.—(1) The Children’s Legal Assistance (Scotland) Regulations 2013<sup>(1)</sup> are amended as follows.

(2) In regulation 2(1) (interpretation)—

(a) after the definition of “the 2021 Act”, insert—

““the 2022 Act” means the Social Security (Additional Payments) Act 2022;

“additional payment” has the meaning given in section 9(1)(interpretation) of the Social Security (Additional Payments) Act 2022;”,

(b) after the definition of “Scottish child payment”, insert—

““Scottish Infected Blood Support Scheme” means the scheme of that name made by the Scottish Ministers in exercise of powers conferred by section 28 of the Smoking, Health and Social Care (Scotland) Act 2005;”,

“social fund winter fuel payment” means the winter fuel payment paid by virtue of the Social Fund Winter Fuel Payment Regulations 2000;”.

(3) In schedule 1 (assessment of disposable income for the purposes of children’s legal aid), after paragraph 5(l), insert—

“(m) any means-tested additional payment made under section 1 or 4 of the 2002 Act;

(n) any disability additional payment made under section 5 of the 2022 Act.”.

(4) In schedule 2 (assessment of disposable capital for the purposes of children’s legal aid), after paragraph 8(g), insert—

“(h) any payment made under the Scottish Infected Blood Support Scheme;

(i) any additional payment made under the 2022 Act;

(j) any temporary additional amount to the social fund winter fuel payment paid by virtue of the Social Fund Winter Fuel Payment (Temporary Increase) Regulations 2022.”.

---

<sup>(1)</sup> S.S.I. 2013/200, relevant amending instrument are S.S.I. 2020/424, S.S.I. 2021/333 and S.S.I. 2022/31.