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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations prescribe the amount which a local authority shall assume that a person will need for their personal requirements per week, in assessing the person's ability to pay for accommodation provided under the Social Work (Scotland) Act 1968 ("the 1968 Act") or section 25 of the Mental Health (Care and Treatment) (Scotland) Act 2003 ("the 2003 Act").

Section 22(4) of the National Assistance Act 1948 as applied by section 87(3) and (4) of the 1968 Act requires a local authority to assume in assessing a person's ability to pay for accommodation provided under the 1968 Act or section 25 of the 2003 Act that the person will need for their personal requirements such sum per week as may be prescribed by regulations.

These Regulations prescribe the sum of £32.65 per week from 10 April 2023.

These Regulations revoke the National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2022 which previously prescribed the sum of £31.00 per week.

No Business and Regulatory Impact Assessment has been prepared in respect of these Regulations on the basis that there is no foreseeable impact on business, charities or voluntary bodies.