
DRAFT STATUTORY INSTRUMENTS

2022 No.

The Scotland Act 2016 (Social Security)
(Adult Disability Payment and Child Disability
Payment) (Amendment) Regulations 2022

PART 4

AMENDMENT OF SECONDARY LEGISLATION:
ENGLAND AND WALES AND SCOTLAND

Persons moving from Scotland to England and Wales: Attendance
Allowance, Disability Living Allowance and Personal Independence Payment

Amendment of the Social Security (Attendance Allowance) Regulations 1991

5. After regulation 2(1) of the Social Security (Attendance Allowance) Regulations 1991⁽¹⁾ (conditions as to residence and presence in Great Britain), insert—

“(1ZA) A person to whom regulation 53(1) of the Disability Assistance for Working Age People (Scotland) Regulations 2022 applies shall be treated for the period set out in that regulation as though he does not satisfy the condition in paragraph (1)(a)(i) of this regulation.”.

⁽¹⁾ S.I. 1991/2740. Relevant amending instruments are S.I. 1996/30 and 2000/636.