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DRAFT STATUTORY INSTRUMENTS

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**2022 No.**

**The Social Security (Scotland) Act 2018 (Disability Assistance and Information-Sharing) (Consequential Provision and Modifications) Order 2022**

**PART 5**

Disability assistance: Northern Ireland

**Amendment of the Social Security Contributions and Benefits (Northern Ireland) Act 1992**

**16.**—(1) The Social Security Contributions and Benefits (Northern Ireland) Act 1992(1) is amended as follows.

(2) In section 70 (carer’s allowance)—

- (a) at the end of subsection (2)(da) omit “or”,
- (b) after subsection (2)(da), insert—

“(db) an adult disability payment by virtue of entitlement to the daily living component at the standard or enhanced rate by virtue of the Disability Assistance for Working Age People (Scotland) Regulations 2022 in circumstances where the person is resident in Northern Ireland and regulation 53(1) of those Regulations applies; or”.

(3) In section 121(1) (interpretation of Parts 1 to 6 and supplementary provisions)(2)—

- (a) after the definition of “additional primary percentage” insert—

““adult disability payment” means disability assistance given in accordance with the Disability Assistance for Working Age People (Scotland) Regulations 2022;”,

- (b) after the definition of “child” insert—

““child disability payment” means disability assistance given in accordance with the Disability Assistance for Children and Young People (Scotland) Regulations 2021;”.

**Amendment of the State Pension Regulations (Northern Ireland) 2015**

**17.**—(1) The State Pension Regulations (Northern Ireland) 2015(3) are amended as follows.

(2) In regulation 37 (credits for persons engaged in caring)—

- (a) at the end of paragraph (4)(h), for the full stop substitute a semi-colon,
- (b) after paragraph (4)(h), insert—

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(1) 1992 c. 7; relevant amending instruments are S.R. 2016 No. 228 and S.I. 2021/1301.  
(2) In section 121, the definition of “additional primary percentage” was inserted by paragraph 31(2) of Schedule 1 to the National Insurance Contributions Act 2002 (c. 19), and the definition of “child” was substituted by paragraph 34(2) of Schedule 1 to the Child Benefit Act 2005 (c. 6).  
(3) S.R. 2015 No. 315; regulation 37 was added by regulation 2(2) of S.R. 2016 No. 100 and relevantly amended by S.I. 2021/1301.

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**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Social Security (Scotland) Act 2018 (Disability Assistance and Information-Sharing) (Consequential Provision and Modifications) Order 2022 No. 332

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“(i) the daily living component of adult disability payment at the standard or enhanced rate payable in accordance with regulation 5 of the Disability Assistance for Working Age People (Scotland) Regulations 2022, in circumstances where the person is resident in Northern Ireland and regulation 53(1) of those Regulations applies.”.