
STATUTORY INSTRUMENTS

1995 No. 705

The National Health Service (Optical Charges and Payments) (Scotland) Amendment (No.2) Regulations 1995

Amendment of regulation 8 of the principal Regulations

4.—(1) In regulation 8(3) of the principal Regulations (eligibility — supply of optical appliances), the word “or” at the end of sub-paragraph (e) is omitted and after sub-paragraph (f) there is inserted—

- “(g) he is in receipt of disability working allowance and his capital resources, calculated in accordance with the regulations concerning entitlement to that allowance⁽¹⁾, were not more than £8000 at the time that allowance was claimed; or
- (h) he is a member of the same family as a person described in sub-paragraph (g) of this paragraph.”.

(2) For regulation 8(4) of the principal Regulations there is substituted—

“(4) In paragraph (3), “family” (in references to membership of the same family) has the meaning given to it by section 137(1) of the Social Security Contributions and Benefits Act 1992⁽²⁾—

- (a) as it applies to income support⁽³⁾, in the case of paragraph (3)(b) and (f);
- (b) as it applies to family credit⁽⁴⁾, in the case of paragraph (3)(d); and
- (c) as it applies to disability working allowance⁽⁵⁾, in the case of paragraph (3)(h).”.

(1) S.I. 1991/2887; relevant amending instrument is S.I. 1993/2119.

(2) 1992 c. 4.

(3) See S.I. 1987/1967, regulations 14 to 16; relevant amending instruments are S.I. 1988/663 and 1445, 1989/534, 1990/547, 1992/468 and 3147 and 1993/2119.

(4) See S.I. 1987/1973, regulations 6 to 9; relevant amending instruments are S.I. 1988/660, 1990/574, 1992/573 and 1993/2119.

(5) See S.I. 1991/2887, regulations 8 to 11 as amended by S.I. 1993/2119.