
STATUTORY INSTRUMENTS

2016 No. 732

**The Children and Young People (Scotland) Act
2014 (Consequential Modifications) Order 2016**

Amendment of the Income Support (General) Regulations 1987

2.—(1) The Income Support (General) Regulations 1987⁽¹⁾ are amended as follows.

(2) In paragraph 28 of Schedule 9 (sums to be disregarded in the calculation of income other than earnings)—

- (a) in sub-paragraph (1)(c), for “29” substitute “26A, 29”;
- (b) in sub-paragraph (2), for the words from “or 29” to “their care)” substitute “, 26A or 29 of the Children (Scotland) Act 1995 (local authorities’ duty to promote welfare of children, duty to provide continuing care and provision of advice and assistance for certain young persons)”⁽²⁾; and
- (c) for sub-paragraph (5)(b) substitute—

“(b) is aged 18 or over or, in the case of a payment or part of a payment made in accordance with section 26A of the Children (Scotland) Act 1995, aged 16 or over, and”.

(3) In paragraph 17 of Schedule 10 (capital to be disregarded)—

- (a) in sub-paragraph (1)(c), after “section” insert “26A,”;
- (b) in sub-paragraph (2), for the words from “or section 29” to “their care)” substitute “or section 26A or 29 of the Children (Scotland) Act 1995 (local authorities’ duty to promote welfare of children, duty to provide continuing care and provision of advice and assistance for certain young persons)”;
- (c) for sub-paragraph (5)(b) substitute—

“(b) is aged 18 or over or, in the case of a payment or part of a payment made in accordance with section 26A of the Children (Scotland) Act 1995, aged 16 or over, and”.

⁽¹⁾ S.I. 1987/1967; relevant amending instruments are S.I. 2008/698 and 2010/2429.

⁽²⁾ 1995 c.36; Section 26A was inserted by section 67(1) of the Children and Young People (Scotland) Act 2014 (asp 8).