
STATUTORY INSTRUMENTS

2021 No. 786

**CONSTITUTIONAL LAW
DEVOLUTION, SCOTLAND
SOCIAL SECURITY**

The Social Security (Scotland) Act 2018 (Disability Assistance for Children and Young People) (Consequential Modifications) Order 2021

Made - - - - 29th June 2021

Laid before Parliament 1st July 2021

Coming into force 26th July 2021

THE SOCIAL SECURITY (SCOTLAND) ACT 2018 (DISABILITY ASSISTANCE FOR CHILDREN AND YOUNG PEOPLE) (CONSEQUENTIAL MODIFICATIONS) ORDER 2021

1. Citation, commencement and extent
2. Amendment of the Income Support (General) Regulations 1987
3. Amendment of the Income Support (General) Regulations (Northern Ireland) 1987
4. Amendment of the Jobseeker's Allowance Regulations 1996
5. Amendment of the Jobseeker's Allowance Regulations (Northern Ireland) 1996
6. Amendment of the Social Security and Child Support (Decisions and Appeals) Regulations 1999
7. Amendment of the Social Security and Child Support (Decisions and Appeals) Regulations (Northern Ireland) 1999
8. Amendment of the Housing Benefit and Council Tax Benefit (Decisions and Appeals) Regulations 2001
9. Amendment of the Housing Benefit (Decisions and Appeals) Regulations (Northern Ireland) 2001
10. Amendment of Schedule 2A to the State Pension Credit Regulations 2002
11. Amendment of Schedule 2A to the State Pension Credit Regulations (Northern Ireland) 2003
12. Amendment of the Housing Benefit Regulations 2006

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13. Amendment of the Housing Benefit Regulations (Northern Ireland) 2006
 14. Amendment of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006
 15. Amendment of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations (Northern Ireland) 2006
 16. Amendment of the Employment and Support Allowance Regulations 2008
 17. Amendment of the Employment and Support Allowance Regulations (Northern Ireland) 2008
 18. Amendment of the Child Support Maintenance Calculation Regulations 2012
 19. Amendment of the Child Support Maintenance Calculation Regulations (Northern Ireland) 2012
 20. Amendment of the Universal Credit Regulations 2013
 21. Amendment of the Universal Credit, Personal Independence Payment, Jobseeker's Allowance and Employment and Support Allowance (Decisions and Appeals) Regulations 2013
 22. Amendment the Jobseeker's Allowance Regulations 2013
 23. Amendment of the Employment and Support Allowance Regulations 2013
 24. Amendment of the Universal Credit Regulations (Northern Ireland) 2016
 25. Amendment of the Universal Credit, Personal Independence Payment, Jobseeker's Allowance and Employment and Support Allowance (Decisions and Appeals) Regulations (Northern Ireland) 2016
 26. Amendment of the Jobseeker's Allowance Regulations (Northern Ireland) 2016
 27. Amendment of the Employment and Support Allowance Regulations (Northern Ireland) 2016
- Signature

SCHEDULE 1 — Amendment of the Income Support (General) Regulations 1987

1. Amendment of the Income Support (General) Regulations 1987: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 4 (temporary absence from Great Britain)
4. Amendment of Schedule 1B (prescribed categories of person)
5. Amendment of Part 3 of Schedule 2 (premiums)
6. Amendment of Schedule 3 (housing costs: non-dependant deductions)

SCHEDULE 2 — Amendment of the Income Support (General) Regulations (Northern Ireland) 1987

1. Amendment of the Income Support (General) Regulations (Northern Ireland) 1987: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 4 (temporary absence from Northern Ireland)
4. Amendment of Schedule 1B (prescribed categories of person)
5. Amendment of Part 3 of Schedule 2 (premiums)
6. Amendment of Schedule 3 (housing costs)

SCHEDULE 3 — Amendment of the Jobseeker's Allowance Regulations 1996

1. Amendment of the Jobseeker's Allowance Regulations 1996: general
2. Amendment of regulation 1 (interpretation etc)
3. Amendment of regulation 51 (remunerative work)
4. Amendment of regulation 140 (meaning of "person in hardship")

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5. Amendment of regulation 146A (meaning of “couple in hardship”)
6. Amendment of Schedule A1 (categories of members of a joint-claim couple who are not required to satisfy the conditions in section 1(2B)(b) of the Jobseekers Act 1995)
7. Amendment of Part 3 of Schedule 1 (premiums)
8. Amendment of Part 4A of Schedule 1 (premiums for joint-claim couples)
9. Amendment of Schedule 2 (housing costs)

SCHEDULE 4 — Amendment of the Jobseeker’s Allowance Regulations (Northern Ireland) 1996

1. Amendment of the Jobseeker’s Allowance Regulations (Northern Ireland) 1996
2. Amendment of regulation 1 (interpretation, etc)
3. Amendment of regulation 51 (remunerative work)
4. Amendment of regulation 140 (meaning of “person in hardship”)
5. Amendment of regulation 146A (meaning of “couple in hardship”)
6. Amendment of Schedule A1 (categories of members of a joint-claim couple who are not required to satisfy the conditions in Article 3(2B)(b) of the Order)
7. Amendment of Part 3 of Schedule 1 (premiums)
8. Amendment of Part 4A of Schedule 1 (premiums for joint-claim couples)
9. Amendment of Schedule 2 (housing costs)

SCHEDULE 5 — Amendment of the Housing Benefit Regulations 2006

1. Amendment of the Housing Benefit Regulations 2006: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 28 (treatment of child care charges)
4. Amendment of regulation 74 (non-dependant deductions)
5. Amendment of regulation 75F (exception to the benefit cap: receipt of specified benefits)
6. Amendment of Part 3 of Schedule 3 (applicable amounts: premiums)

SCHEDULE 6 — Amendment of the Housing Benefit Regulations (Northern Ireland) 2006

1. Amendment of the Housing Benefit Regulations (Northern Ireland) 2006: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 25 (treatment of child care charges)
4. Amendment of regulation 72 (non-dependent deductions)
5. Amendment of regulation 73F (exception to the benefit cap: receipt of specified benefits)
6. Amendment of Part III of Schedule 4 (applicable amounts: premiums)

SCHEDULE 7 — Amendment of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006

1. Amendment of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 31 (treatment of child care charges)
4. Amendment of regulation 55 (non-dependant deductions)
5. Amendment of Part 3 of Schedule 3 (applicable amounts: premiums)

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SCHEDULE 8 — Amendment of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations (Northern Ireland) 2006

1. Amendment of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations (Northern Ireland) 2006: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 29 (treatment of childcare charges)
4. Amendment of regulation 53 (non-dependant deductions)
5. Amendment of Part III of Schedule 4 (applicable amounts: premiums)

SCHEDULE 9 — Amendment of the Employment and Support Allowance Regulations 2008

1. Amendment of the Employment and Support Allowance Regulations 2008: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 18 (circumstances in which the condition that the claimant is not receiving education does not apply)
4. Amendment of regulation 158 (meaning of “person in hardship”)
5. Amendment of Schedule 6 (housing costs)

SCHEDULE 10 — Amendment of the Employment and Support Allowance Regulations (Northern Ireland) 2008

1. Amendment of the Employment and Support Allowance Regulations (Northern Ireland) 2008: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 18 (circumstances in which the condition that the claimant is not receiving education does not apply)
4. Amendment of regulation 158 (meaning of “person in hardship”)
5. Amendment of Schedule 6 (Housing Costs)

SCHEDULE 11 — Amendment of the Universal Credit Regulations 2013

1. Amendment of the Universal Credit Regulations 2013: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 14 (exceptions to the requirement not to be receiving education)
4. Amendment of regulation 24 (the child element)
5. Amendment of regulation 41 (when an assessment may be carried out)
6. Amendment of regulation 83 (exceptions – entitlement or receipt of certain benefits)
7. Amendment of Schedule 3 (claimant treated as occupying or not occupying accommodation)
8. Amendment of Schedule 4 (housing costs element for renters)

SCHEDULE 12 — Amendment of the Universal Credit Regulations (Northern Ireland) 2016

1. Amendment of the Universal Credit Regulations (Northern Ireland) 2016: general
2. Amendment of regulation 2 (interpretation)
3. Amendment of regulation 14 (exemption to the requirement not to be receiving education)
4. Amendment of regulation 25 (the child element)
5. Amendment of regulation 42 (when an assessment may be carried out)

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6. Amendment of regulation 83 (exceptions – entitlement or receipt of certain benefits)
7. Amendment of Schedule 3 (claimant treated as occupying or not occupying accommodation)
8. Amendment of Schedule 4 (housing costs element for renters)

Explanatory Note