

SCHEDULE 7

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

Amendment of regulation 2 (interpretation)

2. In regulation 2(1)—

- (a) after the definition of “child”, insert—
 - ““child disability payment” has the meaning given in regulation 2 of the DACYP Regulations;”;
- (b) in the definition of “child who cannot share a bedroom”, for paragraph (a) substitute—
 - “(a) who is entitled to—
 - (i) the care component of disability living allowance at the highest or middle rate prescribed in accordance with section 72(3) of the Act; or
 - (ii) the care component of child disability payment at the highest or middle rate in accordance with regulation 11(5) of the DACYP Regulations; and”;
- (c) after the definition of “Crown tenant”, insert—
 - ““the DACYP Regulations” means the Disability Assistance for Children and Young People (Scotland) Regulations 2021;”;
- (d) in the definition of “member of a couple who cannot share a bedroom”, in paragraph (a), after sub-paragraph (ii), insert—
 - “(iia) the care component of child disability payment at the highest or middle rate in accordance with regulation 11(5) of the DACYP Regulations;”;
- (e) in the definition of “person who requires overnight care”, in paragraph (a)—
 - (i) after sub-paragraph (ii), insert—
 - “(iiza) is in receipt of the care component of child disability payment at the highest or middle rate in accordance with regulation 11(5) of the DACYP Regulations;”;
 - (ii) in sub-paragraph (iii), after “(iia)” insert “, (iiza)”.