

SCOTTISH STATUTORY INSTRUMENTS

2013 No. 292

The National Health Service (Cross-Border Health Care) (Scotland) Regulations 2013

[^{F1}Exemption from NHS charges for certain pensioners after EU withdrawal

10A.—(1) A person to whom paragraph (3) applies is exempt from any charge provided for by regulations under section 98 of the NHS Act in respect of a relevant service.

(2) A service is relevant, for the purpose of paragraph (1), insofar as it is provided during the period of 1 year beginning with IP completion day.

(3) This paragraph applies to—

(a) a person who, immediately before IP completion day—

(i) was resident in a Member State, and

(ii) was in receipt of—

(aa) a state pension under Part 1 of the Pensions Act 2014 or Part 1 of the Pensions Act (Northern Ireland) 2015, or

(bb) a retirement pension under the Social Security Contributions and Benefits Act 1992 or the Social Security Contributions and Benefits (Northern Ireland) Act 1992, and

(b) a person who, immediately before IP completion day, was a member of the family of a person described by sub-paragraph (a).

(4) In this regulation—

“member of the family” has the meaning it had for the purposes of Regulation (EC) No 883/2004 immediately before IP completion day.]

Textual Amendments

F1 Reg. 10A inserted (31.12.2020) by [The Cross-border Health Care \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2019 \(S.S.I. 2019/131\)](#), regs. 2, **5(8)** (as amended by [S.S.I. 2020/478](#), regs. 1, **5(f)**); 2020 c. 1, **Sch. 5 para. 1(1)**)

Changes to legislation:

There are currently no known outstanding effects for the The National Health Service (Cross-Border Health Care) (Scotland) Regulations 2013, Section 10A.