
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 135

NATIONAL ASSISTANCE SERVICES

The National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2017

<i>Made</i>	- - - -	<i>26th April 2017</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>28th April 2017</i>
<i>Coming into force</i>	- -	<i>1st June 2017</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 22(4) of the National Assistance Act 1948⁽¹⁾, as applied by section 87(3) and (4) of the Social Work (Scotland) Act 1968⁽²⁾, and all other powers enabling them to do so.

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- (1) [1948 c.29](#) (11 and 12 Geo.6) (“the 1948 Act”). Section 64(1) of the National Assistance Act 1948 contains a definition of “prescribed” relevant to the exercise of the statutory powers under which these Regulations are made. Section 87(4) of the Social Work (Scotland) Act [1968 \(c.49\)](#) substitutes the term “Secretary of State” for the term “Minister”. The functions of the Secretary of State so far as exercisable within devolved competence were transferred to the Scottish Ministers by section 53 of the Scotland Act [1998 \(c.46\)](#).
- (2) [1968 c.49](#) (“the 1968 Act”). Section 87(3) of the 1968 Act was amended by section 28(1) of the Mental Health (Care and Treatment) (Scotland) Act [2003 \(asp 13\)](#) (“the 2003 Act”) and by section 62(2) of the Adult Support and Protection (Scotland) Act [2007 \(asp 10\)](#). Section 87(4) of the 1968 Act was amended by section 28(1) of the 2003 Act. By virtue of section 87(3) of the 1968 Act, accommodation provided under that Act or under section 25 of the 2003 Act is regarded as accommodation provided under Part III of the 1948 Act.