



Social Security (Scotland) Act 2018

2018 asp 9

PART 4

FURTHER PROVISION IN CONNECTION WITH PARTS 2 AND 3

Inalienability of assistance

83 No assignment or charge

- (1) Any assignment of or charge on, or agreement to assign or charge, an individual's entitlement to assistance under or by virtue of this Act is void.
- (2) Nothing in subsection (1) prevents the Scottish Ministers from giving the assistance to which an individual is entitled to another person if the individual (or a person acting on the individual's behalf) has agreed to that.

Commencement Information

II S. 83 in force at 3.9.2018 by [S.S.I. 2018/250](#), [reg. 2\(1\)](#) (with [reg. 3](#))

84 Retention of right to assistance on bankruptcy etc.

An individual's entitlement to assistance under or by virtue of this Act does not transfer to another person—

- (a) on the individual's sequestration, or
- (b) on the appointment of a judicial factor on the individual's estate under section 41 of the Solicitors (Scotland) Act 1980.

Commencement Information

I2 S. 84 in force at 3.9.2018 by [S.S.I. 2018/250](#), [reg. 2\(1\)](#) (with [reg. 3](#))

Changes to legislation:

Social Security (Scotland) Act 2018, Cross Heading: Inalienability of assistance is up to date with all changes known to be in force on or before 22 January 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 81(4C) inserted by [2021 asp 20 s. 2\(a\)](#)
- s. 85D inserted by [2020 asp 18 s. 2\(6\)](#)