



Social Security (Scotland) Act 2018

2018 asp 9

PART 2

GIVING OF ASSISTANCE BY SCOTTISH MINISTERS

CHAPTER 5

RECOVERY OF VALUE OF ASSISTANCE

Assistance given in error

67 Exclusion of other rights of recovery

- (1) An individual given assistance in error has no non-statutory obligation based on redress of unjustified enrichment to pay the value of that assistance to the Scottish Ministers.
- (2) In subsection (1)—
 - (a) “non-statutory obligation” means an obligation that arises from a rule of law rather than an enactment,
 - (b) the reference to assistance being given in error is to be construed in accordance with section 63(4).

Commencement Information

- II** S. 67 in force at 22.10.2018 by [S.S.I. 2018/298](#), [reg. 2\(1\)\(k\)](#) (with [reg. 3](#)) (as amended (10.12.2019) by [S.S.I. 2019/406](#), [regs. 1, 2\(2\)](#))

Changes to legislation:

Social Security (Scotland) Act 2018, Section 67 is up to date with all changes known to be in force on or before 24 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\(6\)](#)