



Social Security (Scotland) Act 2018

2018 asp 9

PART 4

FURTHER PROVISION IN CONNECTION WITH PARTS 2 AND 3

[^{F1}Uprating for inflation]

[^{F2}86A] Duty to consider effects of inflation

- (1) Before the end of each financial year, the Scottish Ministers must—
 - (a) calculate the inflation-adjusted level of each relevant figure,
 - (b) prepare a report that complies with subsection (2),
 - (c) lay a copy of the report before the Scottish Parliament, and
 - (d) make the report publicly available by such means as the Ministers consider appropriate.
- (2) A report prepared under subsection (1)(b) complies with this subsection if it—
 - (a) states what the Scottish Ministers have most recently calculated to be the inflation-adjusted level of each relevant figure,
 - (b) explains how the Ministers calculated the inflation-adjusted levels, and
 - (c) states what (if anything) the Ministers have done, or intend to do, in light of their calculations and their reasons for that decision.
- (3) In this section, “relevant figure” means—
 - [^{F3}(a) a figure prescribed as the value, or part of the value, of the assistance that is to be given to an individual in regulations under—
 - (i) any section in Chapter 2 of Part 2, or
 - (ii) section 79, but]
 - (b) not a figure which is so prescribed to apply only in respect of periods that have ended, or events that occurred, before a particular date.
- (4) The inflation-adjusted level of a figure prescribed in regulations is to be calculated for the purposes of this Chapter as follows—

Changes to legislation: Social Security (Scotland) Act 2018, Section 86A is up to date with all changes known to be in force on or before 17 December 2023. 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. (See end of Document for details) View outstanding changes

$$f \times \left(1 + \frac{i}{100} \right)$$

where—

f is the figure prescribed, and

i is the number of percentage points which the Scottish Ministers consider reflects the change in the general level of relevant prices since a copy of a report was last laid before the Scottish Parliament under subsection (1)(c).

(5) It is for the Scottish Ministers to decide what prices are “relevant prices” in terms of subsection (4).

^{F4}(6)

Textual Amendments

- F2** S. 86A: s. 77 renumbered as s. 86A (11.10.2021) by Social Security Administration and Tribunal Membership (Scotland) Act 2020 (asp 18), ss. 7(3), 18(2)(3) (with s. 8); S.S.I. 2021/338, reg. 2
- F3** S. 86A(3)(a) substituted (11.10.2021) by Social Security Administration and Tribunal Membership (Scotland) Act 2020 (asp 18), ss. 7(6)(a), 18(2)(3) (with s. 8); S.S.I. 2021/338, reg. 2
- F4** S. 86A(6) repealed (11.10.2021) by Social Security Administration and Tribunal Membership (Scotland) Act 2020 (asp 18), ss. 7(6)(b), 18(2)(3) (with s. 8); S.S.I. 2021/338, reg. 2

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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\(6\)](#)