

Changes to legislation: Social Security (Scotland) Act 2018, PART 1 is up to date with all changes known to be in force on or before 19 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. (See end of Document for details) View outstanding changes

SCHEDULE 4 WINTER HEATING ASSISTANCE REGULATIONS

PART 1

ELIGIBILITY

Residence and presence

- 1 The regulations may make an individual's eligibility depend on the individual being resident and present in a particular place.

Commencement Information

- I1** Sch. 4 para. 1 in force at 1.9.2020 by [S.S.I. 2020/127](#), [reg. 2\(2\)\(b\)](#)

Age

- 2 The regulations may make an individual's eligibility depend on the age of either or both—
- (a) the individual, and
 - (b) anyone who lives with the individual.

Commencement Information

- I2** Sch. 4 para. 2 in force at 1.9.2020 by [S.S.I. 2020/127](#), [reg. 2\(2\)\(b\)](#)

Financial circumstances

- 3 Subject to paragraph 4, the regulations may not make an individual's eligibility depend on the financial circumstances of either or both—
- (a) the individual, and
 - (b) anyone who lives with the individual.

Commencement Information

- I3** Sch. 4 para. 3 in force at 1.9.2020 by [S.S.I. 2020/127](#), [reg. 2\(2\)\(b\)](#)

Receipt of, or eligibility for, other types of State assistance

- 4 The regulations may make an individual's eligibility depend on either or both the individual and anyone who lives with the individual—
- (a) being, or not being, in receipt of another type of assistance (whether under this Act or another enactment),
 - (b) being, or not being, eligible or entitled to receive such assistance.

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Commencement Information

I4 Sch. 4 para. 4 in force at 1.9.2020 by [S.S.I. 2020/127](#), [reg. 2\(2\)\(b\)](#)

Application within specified period

- 5 The regulations may provide that an individual ceases to be eligible in respect of a given period unless, by a deadline specified in the regulations—
- (a) the individual has applied for winter heating assistance in respect of the period, or
 - (b) the Scottish Ministers have become required to make a determination of the individual's entitlement to winter heating assistance in respect of the period by regulations under section 52.

Commencement Information

I5 Sch. 4 para. 5 in force at 1.9.2020 by [S.S.I. 2020/127](#), [reg. 2\(2\)\(b\)](#)

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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\(6\)](#)