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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2021 No.**

**The Disability Assistance for Children and  
Young People (Scotland) Regulations 2021**

**PART 8**

Movement of individuals between Scotland and the rest of the United Kingdom

**Individuals in respect of whom Disability Living Allowance is paid in another part of the United Kingdom immediately before moving to Scotland**

**35.**—(1) Where an individual—

- (a) is under 18 years of age,
- (b) becomes resident in Scotland,
- (c) was resident in another part of the United Kingdom, and
- (d) was entitled to Disability Living Allowance immediately before the date of the move,

the Scottish Ministers are to make a determination without application of the individual's entitlement to Child Disability Payment.

(2) Entitlement to Child Disability Payment under paragraph (1) begins on the day after the day on which Disability Living Allowance ceases to be paid in respect of the individual.

(3) In this regulation, "the date of the move" is the date when the individual becomes resident in Scotland as notified by the individual to the Scottish Ministers (whether the notification takes place before or after the date of the move).