
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2022 No.

The Disability Assistance for Working
Age People (Scotland) Regulations 2022

PART 3

Eligibility: Daily Living Component and Mobility Component

Daily Living Component

5.—(1) An individual may be awarded the daily living component at either the standard rate or the enhanced rate.

(2) An individual is entitled to the daily living component at the standard rate if—

- (a) the individual's ability to carry out daily living activities is limited by the individual's physical or mental condition or conditions, and
- (b) the individual meets the required period condition in accordance with regulation 11.

(3) An individual is entitled to the daily living component at the enhanced rate if—

- (a) the individual's ability to carry out daily living activities is severely limited by the individual's physical or mental condition or conditions, and
- (b) the individual meets the required period condition in accordance with regulation 11.

(4) For the purpose of these Regulations—

- (a) “daily living activities” are the activities set out in column 1 of the table in Part 2 of schedule 1, and “a daily living activity” is to be construed accordingly,
- (b) “the standard rate” in relation to the daily living component means the weekly rate of the daily living component set in regulation 34(1)(a),
- (c) “the enhanced rate” in relation to the daily living component means the weekly rate of the daily living component set in regulation 34(1)(b),

(5) Whether a person has limited or severely limited ability to carry out daily living activities is to be determined in accordance with regulation 8 (scoring for daily living activities).