
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2023 No.

The Social Security (Up-rating) (Miscellaneous Amendments) (Scotland) Regulations 2023

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Up-rating) (Miscellaneous Amendments) (Scotland) Regulations 2023.

(2) Subject to paragraphs (3) and (4), these Regulations come into force on 1 April 2023.

(3) Regulation 4 comes into force on 3 April 2023.

(4) Regulations 2, 3, 6, 7 and 9 come into force on 10 April 2023.

(5) In these Regulations—

“the Adult Disability Payment Regulations” means the Disability Assistance for Working Age People (Scotland) Regulations 2022(1),

“the Adult Disability Payment Transitional Regulations” means the Disability Assistance for Working Age People (Transitional Provisions and Miscellaneous Amendment) (Scotland) Regulations 2022(2),

“the Best Start Foods Regulations” means the Welfare Foods (Best Start Foods) (Scotland) Regulations 2019(3),

“the Best Start Grants Regulations” means the Early Years Assistance (Best Start Grants) (Scotland) Regulations 2018(4),

“the Carer’s Allowance Regulations” means the Social Security (Invalid Care Allowance) Regulations 1976(5),

“the Child Disability Payment Regulations” means the Disability Assistance for Children and Young People (Scotland) Regulations 2021(6),

“the Child Winter Heating Assistance Regulations” means the Winter Heating Assistance for Children and Young People (Scotland) Regulations 2020(7),

“the Dependency Regulations” means the Social Security Benefit (Dependency) Regulations 1977(8),

“the Winter Heating Payment Regulations” means the Winter Heating Assistance (Low Income) (Scotland) Regulations 2023(9),

“the Funeral Support Payment Regulations” means the Funeral Expense Assistance (Scotland) Regulations 2019(10), and

(1) S.S.I. 2022/54; relevantly amended by S.S.I. 2022/129.

(2) S.S.I. 2022/217.

(3) S.S.I. 2019/193; relevant amending instruments are S.S.I. 2021/221, S.S.I. 2022/129, S.S.I. 2022/167 and S.S.I. 2022/336.

(4) S.S.I. 2018/370; relevant amending instruments are S.S.I. 2019/157 and S.S.I. 2022/129.

(5) S.I. 1976/409; relevant amending instruments are S.I. 1996/2744, S.I. 2002/2497 and S.S.I. 2022/28.

(6) S.S.I. 2021/174; relevant amending instruments are S.S.I. 2022/41 and S.S.I. 2022/129.

(7) S.S.I. 2020/352; relevant amending instruments are S.S.I. 2021/415 and S.S.I. 2022/129.

(8) S.I. 1977/343; relevant amending instruments are S.I. 1984/1699, S.S.I. 2021/170 and S.S.I. 2022/28.

(9) S.S.I. 2023/16.

(10) S.S.I. 2019/292; relevant amending instruments are S.S.I. 2020/99 and S.S.I. 2022/129.

“the Young Carer Grants Regulations” means the Carer’s Assistance (Young Carer Grants) (Scotland) Regulations 2019⁽¹¹⁾.

Amendment of the Adult Disability Payment Regulations

- 2.—(1) The Adult Disability Payment Regulations are amended as follows.
- (2) In regulation 34⁽¹²⁾ (amount and form of Adult Disability Payment)—
- (a) in paragraph (1)(a), for “£61.85” substitute “£68.10”,
 - (b) in paragraph (1)(b), for “£92.40” substitute “£101.75”,
 - (c) in paragraph (2)(a), for “£24.45” substitute “£26.90”,
 - (d) in paragraph (2)(b), for “£64.50” substitute “£71.00”.

Amendment to the Adult Disability Payment Transitional Regulations

- 3.—(1) The Adult Disability Payment Transitional Regulations are amended as follows.
- (2) In regulation 6(1) (amount and form and time of payment of Adult Disability Payment), for “£24.45” substitute “£26.90”.

Amendment of the Best Start Foods Regulations

- 4.—(1) The Best Start Foods Regulations are amended as follows.
- (2) In regulation 10(1)⁽¹³⁾ (kinds of assistance)—
- (a) in sub-paragraph (a), for “£17,005” substitute “£18,725”,
 - (b) in sub-paragraph (b)(i), for “£7,920” substitute “£8,717”,
 - (c) in sub-paragraph (c), for “£328” substitute “£358”,
 - (d) in sub-paragraph (h), in both places where it occurs for “£660” substitute “£726”.
- (3) In regulation 13⁽¹⁴⁾ (value of benefit)—
- (a) in paragraph (1), for “£4.50” substitute “£4.95”,
 - (b) in paragraph (2)(a), for “£9.00” substitute “£9.90”,
 - (c) in paragraph (2)(b), for “£4.50” substitute “£4.95”,
 - (d) in paragraph (3), for “£9.00” substitute “£9.90”.

Amendment of the Best Start Grants Regulations

- 5.—(1) The Best Start Grants Regulations are amended as follows.
- (2) In schedule 2—
- (a) in paragraph 6(1)⁽¹⁵⁾ (basic amount of pregnancy and baby grant)—
 - (i) in head (a), for “£642.35” substitute “£707.25”,
 - (ii) in head (b), for “£321.20” substitute “£353.65”,
 - (b) in paragraph 7(1)⁽¹⁶⁾ (multiple pregnancy supplement), for “£321.20” substitute “£353.65”.

⁽¹¹⁾ S.S.I. 2019/324; relevant amending instruments are S.S.I. 2020/475 and S.S.I. 2022/129.

⁽¹²⁾ Regulation 34 is amended by S.S.I. 2022/129.

⁽¹³⁾ Regulation 10 is relevantly amended by S.S.I. 2022/129 and S.S.I. 2022/336.

⁽¹⁴⁾ Regulation 13 is relevantly amended by S.S.I. 2021/221 and S.S.I. 2022/167.

⁽¹⁵⁾ Paragraph 6 of schedule 2 is relevantly amended by S.S.I. 2022/129.

⁽¹⁶⁾ Paragraph 7 of schedule 2 is relevantly amended by S.S.I. 2022/129.

(3) In paragraph 4 of schedule 3(17) (value of early learning grant), for “£267.65” substitute “£294.70”.

(4) In paragraph 5 of schedule 4(18) (value of school-age grant), for “£267.65” substitute “£294.70”.

Amendment of the Carer’s Allowance Regulations

6.—(1) The Carer’s Allowance Regulations are amended as follows.

(2) In regulation 8(1)(19) (circumstances in which a person is or is not to be treated as gainfully employed) for “£132”, in both places where it occurs, substitute “£139”.

Amendment of the Child Disability Payment Regulations

7.—(1) The Child Disability Payment Regulations are amended as follows.

(2) In regulation 23(20) (amount and form of Child Disability Payment)—

- (a) in paragraph (1)(a), for “£92.40” substitute “£101.75”,
- (b) in paragraph (1)(b), for “£61.85” substitute “£68.10”,
- (c) in paragraph (1)(c), for “£24.45” substitute “£26.90”,
- (d) in paragraph (2)(a), for “£64.50” substitute “£71.00”,
- (e) in paragraph (2)(b), for “£24.45” substitute “£26.90”.

Amendment of the Child Winter Heating Assistance Regulations

8.—(1) The Child Winter Heating Assistance Regulations are amended as follows.

(2) In regulation 10(1)(21) (value of child winter heating assistance), for “£214.10” substitute “£235.70”.

Amendment of the Dependency Regulations

9.—(1) The Dependency Regulations are amended as follows.

(2) In paragraph 2B of schedule 2(22) (increase of carer’s allowance for child dependants – earnings limits)—

- (a) for “£255”, in both places where it occurs, substitute “£280”,
- (b) for “£34” substitute “£37”.

Amendment of the Funeral Support Payment Regulations

10.—(1) The Funeral Support Payment Regulations are amended as follows.

(2) In regulation 13(23) (amount of funeral expense assistance)—

- (a) in paragraph (1)(b), for “£1,070.60” substitute “£1,178.75”,
- (b) in paragraph (4)(b), for “£21.55” substitute “£23.75”,
- (c) in paragraph (6), for “£130.65” substitute “£143.85”.

(17) Paragraph 4 of schedule 3 was inserted by [S.S.I. 2019/157](#) and is relevantly amended by [S.S.I. 2022/129](#).

(18) Paragraph 5 of schedule 4 was inserted by [S.S.I. 2019/157](#) and is relevantly amended by [S.S.I. 2022/129](#).

(19) Regulation 8 is relevantly amended by [S.I. 1996/2744](#), [S.I. 2002/2497](#) and [S.S.I. 2022/28](#).

(20) Regulation 23 is amended by [S.S.I. 2022/41](#) and [S.S.I. 2022/129](#).

(21) Regulation 10 is relevantly amended by [S.S.I. 2021/415](#) and [S.S.I. 2022/129](#).

(22) Paragraph 2B of schedule 2 was inserted by [S.I. 1984/1699](#) and is relevantly amended by [S.S.I. 2021/170](#) and [S.S.I. 2022/28](#).

(23) Regulation 13 is relevantly amended by [S.S.I. 2020/99](#) and [S.S.I. 2022/129](#).

Amendment of the Winter Heating Payment Regulations

11.—(1) The Winter Heating Payment Regulations are amended as follows.

(2) In regulation 9(1) (value and form of winter heating payment), for “£50” substitute “£55.05”.

Amendment of the Young Carer Grants Regulations

12.—(1) The Young Carer Grants Regulations are amended as follows.

(2) In regulation 12(1)(**24**) (amount and form of young carer grants), for “£326.65” substitute “£359.65”.

Saving provisions

13. The schedule has effect.

St Andrew’s House,
Edinburgh
Date

Name
Authorised to sign by the Scottish Ministers