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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2023 No.**

**The Social Security (Residence and Presence Requirements)  
(Israel, the West Bank, the Gaza Strip, East Jerusalem, the  
Golan Heights and Lebanon) (Scotland) Regulations 2023**

**Amendment of the Early Years Assistance (Best Start Grants) (Scotland) Regulations 2018**

4.—(1) The Early Years Assistance (Best Start Grants) (Scotland) Regulations 2018(1) are amended as follows.

(2) In paragraph 4 of schedule 2 (residence requirement – pregnancy and baby grant), after subparagraph (2)(ad), insert—

“(ae) a person in Great Britain who was residing in Israel, the West Bank, the Gaza Strip, East Jerusalem, the Golan Heights or Lebanon immediately before 7 October 2023, left Israel, the West Bank, the Gaza Strip, East Jerusalem, the Golan Heights or Lebanon in connection with the Hamas terrorist attack in Israel on 7 October 2023 or the violence which rapidly escalated in the region following the attack and—

- (i) has been granted leave in accordance with immigration rules made under section 3(2) of the Immigration Act 1971,
- (ii) has a right of abode in the United Kingdom within the meaning given in section 2 of that Act, or
- (iii) does not require leave to enter or remain in the United Kingdom in accordance with section 3ZA of that Act.”.

(3) In paragraph 3 of schedule 3 (residence requirement – early learning grant), after subparagraph (2)(ad), insert—

“(ae) a person in Great Britain who was residing in Israel, the West Bank, the Gaza Strip, East Jerusalem, the Golan Heights or Lebanon immediately before 7 October 2023, left Israel, the West Bank, the Gaza Strip, East Jerusalem, the Golan Heights or Lebanon in connection with the Hamas terrorist attack in Israel on 7 October 2023 or the violence which rapidly escalated the region following the attack and—

- (i) has been granted leave in accordance with immigration rules made under section 3(2) of the Immigration Act 1971,
- (ii) has a right of abode in the United Kingdom within the meaning given in section 2 of that Act, or
- (iii) does not require leave to enter or remain in the United Kingdom in accordance with section 3ZA of that Act.”.

(4) In paragraph 4 of schedule 4 (residence requirement – school-age grant), after subparagraph (2)(ad), insert—

“(ae) a person in Great Britain who was residing in Israel, the West Bank, the Gaza Strip, East Jerusalem, the Golan Heights or Lebanon immediately before 7 October 2023, left

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(1) [S.S.I. 2018/370](#), relevantly amended by [S.S.I. 2019/110](#), [S.S.I. 2019/157](#), [S.S.I. 2020/399](#), [S.S.I. 2021/320](#), [S.S.I. 2022/108](#), [S.S.I. 2022/336](#) and [S.S.I. 2023/149](#).

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**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a Scottish Statutory Instrument: *The Social Security (Residence and Presence Requirements) (Israel, the West Bank, the Gaza Strip, East Jerusalem, the Golan Heights and Lebanon) (Scotland) Regulations 2023 No. 309*

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Israel, the West Bank, the Gaza Strip, East Jerusalem, the Golan Heights or Lebanon in connection with the Hamas terrorist attack in Israel on 7 October 2023 or the violence which rapidly escalated in the region following the attack and—

- (i) has been granted leave in accordance with immigration rules made under section 3(2) of the Immigration Act 1971,
- (ii) has a right of abode in the United Kingdom within the meaning given in section 2 of that Act, or
- (iii) does not require leave to enter or remain in the United Kingdom in accordance with section 3ZA of that Act.”.