

SCOTTISH STATUTORY INSTRUMENTS

2020 No. 399

The Social Security Co-ordination (EU Exit) (Scotland) (Amendments etc.) Regulations 2020

Amendment of the Welfare Foods (Best Start Foods) (Scotland) Regulations 2019

4.—(1) The Welfare Foods (Best Start Foods) (Scotland) Regulations 2019⁽¹⁾ are amended in accordance with paragraph (2).

(2) In regulation 9(2) (residence requirement)—

(a) in sub-paragraph (a), for “, the Isle of Man, the European Economic Area or Switzerland” substitute “or the Isle of Man”,

(b) after sub-paragraph (a), insert—

“(aa) a person who, or has a partner who, is habitually resident in the European Economic Area or Switzerland and—

(i) is a qualified person within the meaning of regulation 6(1)(a) (jobseeker), (b) (worker), (c) (self-employed person), (d) (self-sufficient person) or (e) (student) of the Immigration (European Economic Area) Regulations 2016⁽²⁾ (the EEA Regulations);

(ii) retains the status referred to in head (i) pursuant to regulation 6(2) or (4) of the EEA Regulations⁽³⁾;

(iii) is a family member of a person referred to in head (i) or (ii) within the meaning of regulation 7(1) of the EEA Regulations⁽⁴⁾;

(iv) has a right to reside permanently in the United Kingdom by virtue of regulation 15(1) of the EEA Regulations⁽⁵⁾; or

(v) has been granted indefinite or limited leave to enter, or remain in, the United Kingdom under the Immigration Act 1971⁽⁶⁾ by virtue of Appendix EU to the immigration rules made under section 3(2) of that Act.”.

Commencement Information

II Reg. 4 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, s 39⁽¹⁾), see reg. 1

(1) S.S.I. 2019/193 to which there are amendments not relevant to these Regulations.
(2) S.I. 2016/1052 was relevantly amended by S.I. 2018/801, S.I. 2019/468 and S.I. 2019/1155.
(3) Regulation 6 was relevantly amended by S.I. 2018/801.
(4) Regulation 7 was relevantly amended by S.I. 2019/1155 and S.I. 2019/468.
(5) Regulation 15 was relevantly amended by S.I. 2018/801.
(6) 1971 c.77.

Changes to legislation:

There are currently no known outstanding effects for the The Social Security Co-ordination (EU Exit) (Scotland) (Amendments etc.) Regulations 2020, Section 4.