
STATUTORY INSTRUMENTS

2018 No. 1138

**The Social Security (Scotland) Act 2018 (Best Start Grants)
(Consequential Modifications and Saving) Order 2018**

PART 2

Amendments and saving in relation to Sure Start Maternity Grants

Interpretation

2. In this Part, “the 2005 Regulations” means the Social Fund Maternity and Funeral Expenses (General) Regulations 2005⁽¹⁾.

Amendment of the 2005 Regulations

3.—(1) The 2005 Regulations are amended as follows.

- (2) In regulation 3A (provision against double payment: Sure Start Maternity Grants)—
- (a) in paragraph (1)(b), after “Sure Start Maternity Grant”, insert “or a Best Start Grant”;
 - (b) for paragraph (1)(c), substitute—
 - “(c) “subsequent grant” is, in respect of C—
 - (i) a second or subsequent Sure Start Maternity Grant; or
 - (ii) if a Best Start Grant has been given, a first Sure Start Maternity Grant;
 - (d) “Best Start Grant” is a grant given to a qualifying individual under Regulations made under section 32 of the Social Security (Scotland) Act 2018 in connection with having, or expecting to have, a new baby in the family.”;
 - (c) in paragraph (2), for “second” substitute “subsequent”;
 - (d) in paragraph (3), for “second” substitute “subsequent”.
- (3) In the heading of Part 2, after “expenses” insert “in England and Wales”.
- (4) In regulation 5 (entitlement), after paragraph (5), insert—
“(6) The fifth condition is that the claimant lives in England or Wales.”.

Saving in relation to the amendment of the 2005 Regulations

4.—(1) The amendments made to the 2005 Regulations in article 3 are of no effect in relation to a claim for Sure Start Maternity Grant made before the date on which the first Regulations made under section 32 of the Social Security (Scotland) Act 2018 come into force.

(2) In paragraph (1), “Sure Start Maternity Grant” has the meaning given in the 2005 Regulations.

⁽¹⁾ [S.I. 2005/3061](#); relevant amending instruments are [S.I. 2010/2760](#), [2011/100](#), [2013/247](#), [2014/852](#), [2017/271](#).

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