
STATUTORY INSTRUMENTS

2022 No. 335

**The Scotland Act 2016 (Social Security)
(Adult Disability Payment and Child Disability
Payment) (Amendment) Regulations 2022**

PART 2

**AMENDMENT OF PRIMARY LEGISLATION:
ENGLAND AND WALES, AND SCOTLAND**

**Prevention of overlapping payments: Attendance Allowance,
Disability Living Allowance and Personal Independence Payment**

Amendment of the Welfare Reform Act 2012

- 3.—**(1) The Welfare Reform Act 2012⁽¹⁾ is amended as follows.
- (2) In section 77 (personal independence payment), in subsection (4)⁽²⁾, for “Child Disability Payment” substitute “adult disability payment or child disability payment”.
- (3) In section 95 (interpretation of Part 4)—
- (a) at the appropriate place insert—
- ““adult disability payment” means disability assistance given in accordance with the Disability Assistance for Working Age People (Scotland) Regulations 2022;”;
- (b) for the definition of “Child Disability Payment”⁽³⁾ substitute—
- ““child disability payment” means disability assistance given in accordance with the Disability Assistance for Children and Young People (Scotland) Regulations 2021 (S.S.I. 2021/174);”.

⁽¹⁾ 2012 c. 5.

⁽²⁾ Section 77(4) is inserted by S.I. 2021/804.

⁽³⁾ The definition is inserted by S.I. 2021/804.