



Coronavirus (Discretionary Compensation for Self-isolation) (Scotland) Act 2022

2022 asp 2

The Bill for this Act of the Scottish Parliament was passed by the Parliament on 9th February 2022 and received Royal Assent on 23rd March 2022

An Act of the Scottish Parliament to temporarily modify sections of the Public Health etc. (Scotland) Act 2008 which require health boards to pay compensation for self-isolation so that, where self-isolation is for a reason relating to coronavirus, health boards have discretion as to whether to pay compensation; and to provide for the expiry of a provision of the Coronavirus Act 2020 which temporarily modified the same sections of the Public Health etc. (Scotland) Act 2008.

1 Discretionary compensation for self-isolation

- (1) The Public Health etc. (Scotland) Act 2008 applies in accordance with the modifications in [subsections \(2\) and \(3\)](#).
- (2) Section 56 has effect as if—
 - (a) in subsection (1), at the beginning there were inserted “Subject to subsection (1A),”,
 - (b) after subsection (1), there were inserted—

“(1A) If the request under subsection (1) is made for a reason relating to coronavirus, the health board may compensate the person to whom the request is made, but is not required to do so.”,
 - (c) after subsection (6), there were inserted—

“(7) In this section, “coronavirus” means severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2).”.
- (3) Section 58 has effect as if—
 - (a) in subsection (2), at the beginning, there were inserted “Subject to subsection (2A),”,
 - (b) after subsection (2), there were inserted—

“(2A) If the order or, as the case may be, the request by the health board is made for a reason relating to coronavirus, the board may compensate the carer, but is not required to do so.”,

Changes to legislation: There are currently no known outstanding effects for the Coronavirus (Discretionary Compensation for Self-isolation) (Scotland) Act 2022. (See end of Document for details)

(c) after subsection (5), there were inserted—

“(6) In this section, “coronavirus” means severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2).”.

Commencement Information

I1 S. 1 in force at 24.3.2022, see [s. 6](#)

2 Expiry of [section 1](#)

- (1) Section [1](#) expires at the end of 31 October 2022.
- (2) The Scottish Ministers may by regulations make transitional, transitory or saving provision in connection with the expiry of section [1](#) under this section.
- (3) Regulations under this section may make different provision for different purposes or areas.
- (4) Regulations under this section are subject to the negative procedure.

Commencement Information

I2 S. 2 in force at 24.3.2022, see [s. 6](#)

3 Power to alter expiry date

- (1) The Scottish Ministers may by regulations provide that section [1](#)—
 - (a) does not expire at the time when it would otherwise expire, and
 - (b) expires instead at such earlier time as is specified in the regulations.
- (2) The Scottish Ministers may by regulations provide that section [1](#)—
 - (a) does not expire at the time when it would otherwise expire, and
 - (b) expires instead at such later time as is specified in the regulations.
- (3) A time specified under [subsection \(2\)](#) must not be later than the end of the period of 6 months beginning with the time when section [1](#) would otherwise have expired.
- (4) Regulations under this section may—
 - (a) make different provision for different purposes or areas,
 - (b) make transitional, transitory or saving provision.
- (5) In this section, references to the time when section [1](#) would otherwise expire or would otherwise have expired are references to the time when that would occur or would have occurred whether under [section 2](#) or previous regulations under [subsection \(1\)](#) or [\(2\)](#).

Commencement Information

I3 S. 3 in force at 24.3.2022, see [s. 6](#)