SCOTTISH STATUTORY INSTRUMENTS

# 2002 No. 85

# NATIONAL ASSISTANCE SERVICES

## The National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2002

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| *Made - - - -* | *4th March 2002* |
| *Laid before the Scottish Parliament - - - -* | *6th March 2002* |
| *Coming into force - -* | *8th April 2002* |

The Scottish Ministers, in exercise of the powers conferred by section 22(4) of the National Assistance Act 1948(**1**) (including that provision as applied by section 87(3) and (4) of the Social Work (Scotland) Act 1968(**2**)) and of all other powers enabling them in that behalf, hereby make the following Regulations:

### Citation, commencement and extent

**1.**—(1) These Regulations may be cited as the National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2002 and shall come into force on 8th April 2002.

(2) These Regulations extend to Scotland only.

### Sum needed for personal requirements

**2.** The sum which under section 22(4) of the National Assistance Act 1948, a local authority shall assume that a person will need for his or her personal requirements per week shall be £16.80 (the previous sum was £16.05(**3**)).

(**1**) 1948 c. 29; Section 64(1) of the National Assistance Act 1948 defines the term "prescribed". Section 87(4) of the Social Work (Scotland) Act 1968 (c. 49) substitutes the term "Secretary of State" for the term "Minister". The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(**2**) 1968 c. 49; section 87(3) was amended by the Social Security Act 1980 (c. 30) Schedule 4, paragraph 5; the Health and Social Services and Social Security Adjudications Act 1983 (c. 41), section 20; the Social Security Act 1986 (c. 50), Schedule 10, paragraph 41 and the National Health Service and Community Care Act 1990 (c. 19), section 66 and Schedule 9, paragraph 10(13). By virtue of section 87(3) of the 1968 Act accommodation provided under that Act or under section 7 of the Mental Health (Scotland) Act 1984 (c. 36) is regarded as accommodation provided under Part III of the 1948 Act.

(**3**) As provided for by the National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2001 (S.S.I. 2001/100), which are revoked by these Regulations.