

*Draft Regulations laid before the Scottish Parliament under section 23(3)(a) of the Community Care and Health (Scotland) Act 2002 for approval by resolution of the Scottish Parliament.*

---

DRAFT SCOTTISH STATUTORY INSTRUMENTS

---

**2019 No.**

**SOCIAL CARE**

**The Community Care (Personal Care and Nursing Care) (Scotland) Amendment Regulations 2019**

*Made* - - - - 2019  
*Coming into force* - - 1st April 2019

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 1(2)(a), 2 and 23(4) of the Community Care and Health (Scotland) Act 2002(1) and all other powers enabling them to do so.

In accordance with section 23(3)(a) of that Act(2), a draft of this instrument has been laid before and approved by resolution of the Scottish Parliament.

**Citation and commencement**

1. These Regulations may be cited as the Community Care (Personal Care and Nursing Care) (Scotland) Amendment Regulations 2019 and come into force on 1 April 2019.

**Amendment of the Community Care (Personal Care and Nursing Care) (Scotland) Regulations 2002**

2.—(1) The Community Care (Personal Care and Nursing Care) (Scotland) Regulations 2002(3) are amended as follows.

(2) In regulation 2 (accommodation provided under the Social Work (Scotland) Act 1968 or section 25 of the Mental Health (Care and Treatment) (Scotland) Act 2003)—

- (a) in paragraph (a), for “£174” substitute “£177”, and
- (b) in paragraph (b), for “£79” substitute “£80”.

---

(1) [2002 asp 5](#). Section 1 was relevantly amended by [S.S.I. 2011/211](#). Schedule 1 was amended by [S.S.I. 2009/137](#). Section 2 was amended by section 28(2) of the Mental Health (Care and Treatment) (Scotland) Act 2003 ([asp 13](#)) and section 65(2) of the Adult Support and Protection (Scotland) Act 2007 ([asp 10](#)).

(2) Section 23(3)(a) has been modified by paragraph 5 of schedule 3 of the Interpretation and Legislative Reform (Scotland) Act 2010 ([asp 10](#)).

(3) [S.S.I. 2002/303](#) as amended by [S.S.I. 2018/111](#) and most recently by [S.S.I 2018/200](#).