

Social Security Administration and Tribunal Membership (Scotland) Bill

Marshalled List of Amendments selected for Stage 3

The Bill will be considered in the following order—

Sections 1A to 12

Long Title

Amendments marked * are new (including manuscript amendments) or have been altered.

Section 5

Shirley-Anne Somerville

- 1 In section 5, page 9, line 18, leave out <“and (5),”> and insert <“82,”>

After section 6

Shirley-Anne Somerville

- 2 After section 6, insert—

<Uprating for inflation

- (1) The Social Security (Scotland) Act 2018 is modified as follows.
- (2) The Chapter number and title immediately preceding section 77 are omitted.
- (3) Section 77 is—
 - (a) moved to after section 86, and
 - (b) renumbered 86A.
- (4) Section 78 is—
 - (a) moved to after section 86A, and
 - (b) renumbered 86B.
- (5) Immediately before section 86A, insert the italic heading “Uprating for inflation”.
- (6) In section 86A—
 - (a) in subsection (3), for paragraph (a) substitute—
 - “(a) a figure prescribed as the value, or part of the value, of the assistance that is to be given to an individual in regulations under—
 - (i) any section in Chapter 2 of Part 2, or
 - (ii) section 79, but”,
 - (b) subsection (6) is repealed.
- (7) In section 86B—

- (a) in subsection (1)—
 - (i) the word “and” immediately preceding paragraph (d) is repealed,
 - (ii) at the end of paragraph (d) insert “and
 - (e) the Scottish Child Payment Regulations 2020,”
 - (b) for subsection (2) substitute—
 - “(2) The reference in subsection (1) to bringing forward legislation to replace a figure is a reference to laying before the Scottish Parliament for approval by resolution a draft Scottish statutory instrument containing regulations that would have the effect of replacing the figure.”,
 - (c) in subsection (4), in the definition of “relevant figure”, for “77(3)” substitute “86A(3)”.
- (8) The title of section 86B becomes “Duty to uprate certain types of assistance”.>

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3 After section 6, insert—

<Transitional provision in consequence of section (*Uprating for inflation*)

- (1) Anything done under section 77 or 78 of the Social Security (Scotland) Act 2018 (“the 2018 Act”) is to be treated as having been done under section 86A or 86B, respectively, of that Act.
- (2) And any reference to section 77 or 78 of the 2018 Act in any enactment or other document is to be read accordingly.>

Section 7A

Shirley-Anne Somerville

4 In section 7A, page 13, leave out lines 30 to 33 and insert—

- <(a) under section 54(1A) the Scottish Ministers have issued a decision to suspend assistance to the individual due to a failure to provide information which the individual is yet to provide,>

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