POLICY NOTE

THE COUNCIL TAX REDUCTION (MISCELLANEOUS AMENDMENT) (SCOTLAND) (NO. 5) REGULATIONS 2025

SSI 2025/275

The above instrument was made in exercise of the powers conferred by sections 80 and 113(1) and (2), and paragraph 1 of schedule 2 of the Local Government Finance Act 1992. The instrument is subject to the negative procedure.

Summary Box

The purpose of these Regulations is to amend The Council Tax Reduction (Scotland) Regulations 2021.

The amendments make provision so that no transitional element of an award of universal credit is counted towards the unearned income of a person in calculating their entitlement to council tax reduction.

Policy Objectives

In order to maintain a household's level of council tax reduction when they move from a legacy benefit to universal credit no amount of any transitional element will be counted towards any unearned income in calculating their entitlement to council tax reduction.

The transitional element of universal credit is an additional amount designed to offset any financial detriment as a result of the transition from another low income benefit (known as a legacy benefit) to universal credit as part of the managed migration process.

UN Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024 Compatibility

In accordance with section 23(2) of the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024, the Scottish Ministers certify that, in their view, the Council Tax Reduction (Miscellaneous Amendment) (Scotland) (No. 5) Regulations 2025 is compatible with the UNCRC requirements as defined by section 1(2) of the Act.

EU Alignment Consideration

This instrument is not relevant to the Scottish Government's policy to maintain alignment with the EU.

Consultation

No formal consultation was required to be conducted in relation to these Regulations.

Impact Assessments

A Child Rights and Wellbeing Impact Assessment is provided with this instrument. There are no impact issues on children. No other Impact Assessments have been undertaken.

Financial Effects

The Cabinet Secretary for Finance and Local Government confirms that no BRIA is necessary as the instrument has no financial effects on the Scottish Government, local government or on business.

Scottish Government
Local Government Directorate

September 2025