



# Social Services and Well-being (Wales) Act 2014

2014 anaw 4

## PART 11 **E+W**

### MISCELLANEOUS AND GENERAL

#### *Supplementary*

#### **195 Disputes about ordinary residence and portability of care and support **E+W****

- (1) A dispute between local authorities about where a person is ordinarily resident in Wales for the purposes of this Act, or a dispute between a sending and receiving authority under section 56 about the application of that section in relation to a person, is to be determined by—
- the Welsh Ministers, or
  - a person appointed by the Welsh Ministers for that purpose (“an appointed person”).

[<sup>F1</sup>(1A) Where the dispute is one to which section 30(2C) of the Children Act 1989 applies (questions of whether child ordinarily resident in England or Wales), then subsection (1) does not apply.]

- (2) Regulations may make further provision about the resolution of disputes of the type mentioned in subsection (1); the regulations may, for example, make—
- provision for ensuring that care and support is provided to a person while a dispute is unresolved;
  - provision requiring local authorities in dispute to take specified steps before referring a dispute to the Welsh Ministers or an appointed person;
  - provision about the procedure for referring a dispute to the Welsh Ministers or an appointed person;
  - provision about the review of a determination made under subsection (1).

**Changes to legislation:** Social Services and Well-being (Wales) Act 2014, Section 195 is up to date with all changes known to be in force on or before 24 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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### Textual Amendments

- F1** S. 195(1A) inserted (6.4.2016) by [The Social Services and Well-being \(Wales\) Act 2014 \(Consequential Amendments\) Regulations 2016 \(S.I. 2016/413\)](#), regs. 2(1), **317**
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### Commencement Information

- I1** S. 195 in force at 6.4.2016 by [S.I. 2016/412](#), **art. 2** (with [art. 4](#), [Schs. 1, 2](#))

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 162(4)(ga) inserted by [2022 asc 1 Sch. 4 para. 30\(2\)\(b\)](#)
- s. 163(4A) inserted by [2014 c. 23 s. 75\(10\)](#) (Effect inserting (4) not applied at s. 163 as it appears to relate to s. 194 in view of the title of the section as cited i.e. "ordinary residence". In s. 194 another (4), identically worded, is inserted on the same date by S.I. 2016/413, regs. 2(1), 316(a))