



Carers (Scotland) Act 2016

2016 asp 9

PART 3

PROVISION OF SUPPORT TO CARERS

CHAPTER 2

DUTY TO PROVIDE SUPPORT TO CARERS

25 Provision of support to carers: breaks from caring

- (1) A local authority, in determining which support to provide to a carer under section 24(4), must consider in particular whether the support should take the form of or include a break from caring.
- (2) The Scottish Ministers may by regulations make provision—
 - (a) about the form of support that may be provided as a break from caring,
 - (b) where the regulations provide for a break from caring to take the form of the provision of care for the cared-for person, about the role of the cared-for person in relation to how that care is provided.
- (3) Support provided by virtue of subsection (1) may be provided on a regular basis or on a temporary basis and may be provided for varying periods of time.
- (4) In providing support by virtue of subsection (1), a local authority must have regard to the desirability of breaks from caring being provided on a planned basis.
- (5) Section 19(2) of the Social Care (Self-directed Support) (Scotland) Act 2013 applies in relation to support provided as a break from caring as it applies in relation to any other support.