

POLICY NOTE

THE CARERS (WAIVING OF CHARGES FOR SUPPORT) (SCOTLAND) AMENDMENT REGULATIONS 2018

SSI 2018/31

1. The Carers (Waiving of Charges for Support) (Scotland) Amendment Regulations 2018 are made in exercise of the powers conferred by section 87(5) of the Social Work (Scotland) Act 1968. The instrument is subject to negative procedure.

Policy Objective

2. Section 87 of the Social Work (Scotland) Act 1968 allows local authorities to charge for certain care services they provide, but the Carers (Waiving of Charges for Support) (Scotland) Regulations 2014 (the “2014 Regulations”) then require local authorities to waive these charges in relation to support provided to carers.
3. From 1 April 2018, support for carers will be provided under section 24 of the Carers (Scotland) Act 2016 (“the Act”).
4. These Regulations therefore update the 2014 Regulations from 1 April to refer to support under the Act, to maintain the requirement for local authorities to waive charges in relation to support provided to carers.

Consultation

5. The Scottish Government has not consulted on these Regulations as they are required as a direct consequence of the Act to maintain existing policy in respect of waiving of charges for carer support.

Impact Assessments

6. An Equality Impact Assessment, Privacy Impact Assessment, and Children’s Rights and Wellbeing Impact Assessment for the Act have been partially reviewed and updated to take account of the above instrument. These are available on request. These are expected to be finalised and published before 1 April 2018.

Financial Effects

7. The Business and Regulatory Impact Assessment for the Act has also been partially reviewed to take account of the above instrument. This is also available on request and is expected to be published before 1 April 2018.

Scottish Government
Health and Social Care Integration Directorate
Carers Branch