
WELSH STATUTORY INSTRUMENTS

2004 No. 1748

The Community Care, Services for Carers and Children's Services (Direct Payments) (Wales) Regulations 2004

Maximum periods of residential accommodation which may be secured by means of a direct payment

8.—(1) Subject to paragraph (2), a direct payment may not be made in respect of a prescribed person who falls within regulation 3(1) for the provision to him or her of residential accommodation for a period in excess of 4 weeks in any period of 12 months.

(2) In calculating the period of 4 weeks mentioned in paragraph (1), in any 12 month period—

- (a) an initial period in residential accommodation of less than 4 weeks (period A) shall only be added to a succeeding period (period B) where period B begins within 4 weeks of the end of period A; and
- (b) any period in residential accommodation subsequent to period B shall be included in the calculation.

(3) A direct payment may not be made in respect of a prescribed person who falls within regulation 4 for the provision of residential accommodation —

- (a) for any single period in excess of 4 weeks; and
- (b) for any period in excess of 120 days in any period of 12 months.