



Social Services and Well-being (Wales) Act 2014

2014 anaw 4

PART 11

MISCELLANEOUS AND GENERAL

Supplementary

193 Recovery of costs between local authorities

- (1) Subsection (2) applies where—
 - (a) a local authority (“authority A”) provides or arranges care and support to a person who is ordinarily resident in the area of another local authority (“authority B”), and
 - (b) the care and support was provided either—
 - (i) to meet urgent needs in order to safeguard the person’s well-being, or
 - (ii) with the consent of authority B.
- (2) Authority A may recover from authority B any reasonable expenses incurred by it in providing or arranging the care and support.
- (3) Where a local authority provides accommodation under section 76(1) for a child who was (immediately before it began to look after the child) ordinarily resident within the area of another local authority, it may recover from that other authority any reasonable expenses incurred by it in providing the accommodation and maintaining the child.
- (4) Subsection (5) applies where a local authority (“authority A”) provides accommodation under section 77(1) or (2)(a) or (b) for a child who is ordinarily resident within the area of another local authority (“authority B”) and it is not maintaining the child in—
 - (a) a community home provided by authority A,
 - (b) a controlled community home, or

Status: This is the original version (as it was originally enacted).

- (c) a hospital vested in the Welsh Ministers, an NHS Trust, an NHS Foundation Trust or the Secretary of State, or any other hospital made available pursuant to arrangements made by a Local Health Board, an NHS Trust, an NHS Foundation Trust, the Welsh Ministers, the Secretary of State, the National Health Service Commissioning Board or a clinical commissioning group.
- (5) Authority A may recover from authority B any reasonable expenses incurred by it in providing the accommodation and maintaining the child.
- (6) Except where subsection (7) applies, where a local authority complies with any request under section 164(1) or (2) in relation to a person who is not ordinarily resident within its area, it may recover from the local authority in whose area the person is ordinarily resident any reasonable expenses incurred by it in respect of that person.
- (7) Where a local authority (“authority A”) complies with any request under section 164(1) or (2) from another local authority (“authority B”) in relation to a person for whom authority B is the responsible local authority within the meaning of section 104, authority A may recover from authority B any reasonable expenses incurred by it in exercising its functions under sections 105 to 115 in respect of that person.