COMMUNITY CARE AND HEALTH (SCOTLAND) ACT 2002

PART 1

COMMUNITY CARE

Charging and not charging for social care

1 Regulations as respects charging and not charging for social care

Accommodation

2 Accommodation provided under 1968 Act etc.
3 Disregarding of resources when determining whether to make available assistance by providing residential accommodation
4 Accommodation more expensive than usually provided
5 Local authority arrangements for residential accommodation outwith Scotland
6 Deferred payment of accommodation costs

Direct payments

7 Direct payments

Carers

8 Amendment of 1968 Act: matters to be taken account of in assessment of needs
9 Amendment of 1968 Act: assessment of ability to provide care etc.
10 Amendment of 1995 Act: matters to be taken into account in assessment of needs of child affected by disability
11 Amendment of 1995 Act: assessment of ability to provide care for disabled child etc.
12 Carer information strategies
PART 2

JOINT WORKING ETC.

13 Payments by NHS bodies towards certain local authority expenditure
14 Payments by local authorities towards expenditure by NHS bodies on prescribed functions
15 Delegation etc. between local authorities and NHS bodies
16 Transfer of staff
17 Scottish Ministers’ power to require delegation etc. between local authorities and NHS bodies

PART 3

HEALTH

Health Boards’ lists

18 Services lists and supplementary lists
19 Representations against preferential treatment

Miscellaneous

20 Amendment of Road Traffic Act 1988 and Road Traffic (NHS Charges) Act 1999: payment for treatment of traffic casualties
21 Amendment of 1978 Act: schemes for meeting losses and liabilities etc. of certain health bodies

PART 4

GENERAL

22 Interpretation
23 Regulations
24 Transitional provisions etc.
25 Minor and consequential amendments and repeals
26 Guidance and directions
27 Short title and commencement

SCHEDULE 1 — Social care not ordinarily charged for
1 As regards the personal hygiene of the person cared for—...
2 As regards eating requirements, the preparation of, or the provision...
3 If the person is immobile or substantially immobile, dealing with...
4 If the person requires medical treatment, assisting with medication, as...
5 With regard to the person’s general well-being—

SCHEDULE 2 — Minor and consequential amendments and repeals
1 Social Work (Scotland) Act 1968 (c.49)
2 National Health Service (Scotland) Act 1978 (c.29)
3 National Health Service (Primary Care) Act 1997 (c.46)
4 Health Act 1999 (c.8)
Changes to legislation:
Community Care and Health (Scotland) Act 2002 is up to date with all changes known to be in force on or before 01 September 2018. 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.

Changes and effects yet to be applied to:
- s. 5 title substituted by 2014 c. 23 Sch. 1 para. 10(2)
- s. 5(1) words inserted by 2014 c. 23 Sch. 1 para. 10(2)
- s. 22(1) words repealed by 2004 asp 7 sch. 2