



# Community Care and Health (Scotland) Act 2002

2002 asp 5

## 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

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**SCHEDULE 1 — Social care not ordinarily charged for**

- 1 As regards the personal hygiene of the person cared for—...
- 2 As regards the person's eating requirements— (a) assisting with the...
- 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)