

*These notes relate to the Community Care and Health (Scotland) Act 2002 (asp 5) which received Royal Assent on 12 March 2002*

# COMMUNITY CARE AND HEALTH (SCOTLAND) ACT 2002

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## EXPLANATORY NOTES

### Part 1 – Community Care

#### Carers

#### *Section 8 – Amendment of 1968 Act: matters to be taken account of in assessment of needs*

45. [Section 8](#) replaces section 12A(1)(b) of the 1968 Act and adds two conditions into the existing process through which local authorities assess and provide services for adults in need of community care services. It requires local authorities after having assessed the needs of a person for community care services but before deciding what services to provide to the cared-for person to take into account, as far as is reasonable and practicable:
- the care being provided by a carer; and
  - the views of both the carer and the cared-for person.