



# Carers (Scotland) Act 2016

## 2016 asp 9

### PART 3

#### PROVISION OF SUPPORT TO CARERS

#### CHAPTER 1

#### ELIGIBILITY CRITERIA

##### *National eligibility criteria*

#### **23 National eligibility criteria**

- (1) The Scottish Ministers may make regulations setting out national eligibility criteria.
- (2) National eligibility criteria are the criteria by which each local authority must assess whether it is required to provide support to carers to meet carers' identified needs.
- (3) Where regulations under this section are made and have not been revoked—
  - (a) the national eligibility criteria set out in them apply in place of any local eligibility criteria published under section 22,
  - (b) sections 21 and 22 do not apply, and
  - (c) references in sections 9(1)(i) and (j), 15(1)(j) and (k) and 24(3) to local eligibility criteria are to be read as references to national eligibility criteria.
- (4) Regulations under this section may modify any enactment (including this Act).