
SCOTTISH STATUTORY INSTRUMENTS

2020 No. 377

The Coronavirus Act 2020 (Suspension: Adult Social Care) (Scotland) Regulations 2020

Transitional provisions

3.—(1) A local authority which has—

- (a) relied on section 16(1) of the 2020 Act together with either of the following provisions of the 2020 Act—
 - (i) section 16(2)(a), or
 - (ii) section 16(2)(b),in relation to a person, and
- (b) provided community care services to the person under section 12A of the 1968 Act, pursuant to the reliance,

must continue to provide those community care services until one of the events mentioned in paragraph (2) occurs.

(2) The events referred to in paragraph (1) are—

- (a) the local authority has fulfilled the duty under section 12A of the 1968 Act (duty of local authorities to assess needs) in relation to the person, with regard to section 1 of the 2013 Act (general principles regarding provision of social care) insofar it relates to Part 2 of the 1968 Act, or
- (b) the person no longer has a requirement for those community care services.