



Care Act 2014

2014 CHAPTER 23

PART 1

CARE AND SUPPORT

Transition for children to adult care and support, etc.

64 Young carer's assessment: requirements etc.

- (1) A young carer's assessment must include an assessment of—
 - (a) whether the young carer is able to provide care for the person in question and is likely to continue to be able to do so after becoming 18,
 - (b) whether the young carer is willing to do so and is likely to continue to be willing to do so after becoming 18,
 - (c) the impact on the matters specified in section 1(2) of what the young carer's needs for support are likely to be after the young carer becomes 18,
 - (d) the outcomes that the young carer wishes to achieve in day-to-day life, and
 - (e) whether, and if so to what extent, the provision of support could contribute to the achievement of those outcomes.
- (2) A local authority, in carrying out a young carer's assessment, must have regard to—
 - (a) the extent to which the young carer works or wishes to work (or is likely to wish to do so after becoming 18),
 - (b) the extent to which the young carer is participating in or wishes to participate in education, training or recreation (or is likely to wish to do so after becoming 18).
- (3) A local authority, in carrying out a young carer's assessment, must involve—
 - (a) the young carer,
 - (b) the young carer's parents, and
 - (c) any person whom the young carer or a parent of the young carer requests the authority to involve.

Status: Point in time view as at 31/03/2020. This version of this provision has been superseded.

Changes to legislation: Care Act 2014, Section 64 is up to date with all changes known to be in force on or before 25 May 2024. 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. (See end of Document for details)

- (4) When carrying out a young carer's assessment, a local authority must also consider whether, and if so to what extent, matters other than the provision of support could contribute to the achievement of the outcomes that the young carer wishes to achieve in day-to-day life.
- (5) Having carried out a young carer's assessment, a local authority must give the young carer—
- (a) an indication as to whether any of the needs for support which it thinks the young carer is likely to have after becoming 18 are likely to meet the eligibility criteria (and, if so, which ones are likely to do so), and
 - (b) advice and information about—
 - (i) what can be done to meet or reduce the needs for support which it thinks the young carer is likely to have after becoming 18;
 - (ii) what can be done to prevent or delay the development by the young carer of needs for support in the future.
- (6) But in a case where the young carer is not competent or lacks capacity to understand the things which the local authority is required to give under subsection (5), that subsection is to have effect as if for “must give the young carer” there were substituted “ must give the young carer's parents ”.
- (7) Where a person to whom a young carer's assessment relates becomes 18, the local authority must decide whether to treat the assessment as a carer's assessment; and if the authority decides to do so, this Part applies to the young carer's assessment as if it were a carer's assessment that had been carried out after the person had become 18.
- (8) In considering what to decide under subsection (7), a local authority must have regard to—
- (a) when the young carer's assessment was carried out, and
 - (b) whether it appears to the authority that the circumstances of the person to whom the young carer's assessment relates have changed in a way that might affect the assessment.

Modifications etc. (not altering text)

- C1** Pt. 1 modified (1.4.2015) by [The Care and Support \(Isles of Scilly\) Order 2015 \(S.I. 2015/642\)](#), arts. 1, [2\(2\)\(a\)](#); [S.I. 2015/993](#), [art. 2\(a\)](#)
- C2** Pt. 1 applied in part (with modifications) (1.4.2015 coming into force in accordance with reg. 1(1)) by [The Care and Support \(Children's Carers\) Regulations 2015 \(S.I. 2015/305\)](#), regs. 1(1), [2\(1\)\(a\)\(2\)](#), 4-12; [S.I. 2015/993](#), [art. 2\(q\)](#)
- C3** S. 64 restricted (temp.) (31.3.2020) by [Coronavirus Act 2020 \(c. 7\)](#), s. 87(2), [Sch. 12 para. 2\(3\)](#) (with ss. 88-90, [Sch. 12 paras. 2\(4\)](#), 16, 17); [S.I. 2020/388](#), [reg. 2](#) (which affecting provision expires (17.7.2021) by virtue of [S.I. 2021/856](#), [reg. 4\(a\)](#))

Commencement Information

- I1** S. 64 in force at 1.4.2015 by [S.I. 2015/993](#), [art. 2\(q\)](#) (with transitional provisions in [S.I. 2015/995](#))

Status:

Point in time view as at 31/03/2020. This version of this provision has been superseded.

Changes to legislation:

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