
STATUTORY INSTRUMENTS

1998 No. 1730

The National Assistance (Assessment of Resources) (Amendment No. 2) Regulations 1998

Amendment of regulation 2 of the principal Regulations

2.—(1) In regulation 2(1) of the principal Regulations (interpretation)—

(a) in the definition of “less dependent resident”—

after the words “means a resident” there shall be inserted the words “who is in, or for whom accommodation is proposed to be provided in,”;

at the beginning of sub-paragraphs (a) and (b) the word “in” shall be deleted;

(b) for the definition of “resident” there shall be substituted the following definitions—

““prospective resident” means a person for whom accommodation is proposed to be provided under Part III of the Act⁽¹⁾;

“resident” means a person who is provided with accommodation under Part III of the Act or is a prospective resident;”.

(2) At the end of regulation 2 of the principal Regulations there shall be added the following paragraph—

“(4) In these Regulations, unless the context otherwise requires, any reference to a resident’s accommodation, or to accommodation provided for a resident, shall be construed in the case of a resident who is a prospective resident as a reference to accommodation which is proposed to be provided for him under Part III of the Act.”.

⁽¹⁾ 1948 c. 29; see regulation 2(1) of S.I.1992/2977 for definition of “the Act”. As respects Scotland, see section 65(f) of the Act, as amended by paragraph 5(9) of Schedule 9 to the National Health Service and Community Care Act 1990, and section 87(3) of the Social Work (Scotland) Act 1968.