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WELSH STATUTORY INSTRUMENTS

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**2024 No. 388**

**The Special School Residential Services (Service Providers and Responsible Individuals) (Wales) Regulations 2024**

**PART 4**

**Requirements on service providers as to the steps to be taken on commencement of the provision of care and support**

**Provider assessment**

**14.—(1)** Within 7 days of the commencement of the provision of care and support for an individual, the service provider must—

- (a) assess how the individual's care and support needs can best be met,
- (b) assess how the individual can best be supported to achieve their personal outcomes,
- (c) ascertain the individual's views, wishes and feelings,
- (d) assess any risks to the individual's well-being, and
- (e) assess any risks to the well-being of other individuals to whom care and support is provided.

(2) The assessment under paragraph (1) is referred to in these Regulations as a provider assessment.

(3) A provider assessment must be carried out by a person who—

- (a) has the skills, knowledge and competence to carry out the assessment, and
- (b) has received training in the carrying out of assessments.

(4) A provider assessment must take into account—

- (a) the individual's care and support plan, if available,
- (b) the service provider's assessment under regulation 10(4), if applicable,
- (c) any health, education or other relevant assessments,
- (d) the individual's views, wishes and feelings,
- (e) any risks to the individual's well-being, and
- (f) the service provider's policy and procedures on admissions and commencement of the service.

(5) When carrying out or revising a provider assessment, the service provider must involve the individual, any placing authority and the individual's parent or carer. But the service provider is not required to involve the individual's parent or carer if—

- (a) the individual is an adult or a child aged 16 or over and the individual does not wish the parent or carer to be involved, or
- (b) involving the parent or carer would not be consistent with the individual's well-being.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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- (6) A provider assessment must be kept under review and revised as necessary.
- (7) Following the completion of the provider assessment and any revised assessment, the personal plan must be reviewed and revised as necessary.
- (8) The service provider must keep a record of a provider assessment and give a copy of the assessment to the individual and the individual's parent or carer.