

WELSH STATUTORY INSTRUMENTS

2016 No. 413

The Social Services and Well-being (Wales) Act 2014 (Consequential Amendments) Regulations 2016

Local Authority Social Services Act 1970 (c. 42)

19. The Local Authority Social Services Act 1970 is amended as follows.

Commencement Information

I1 Reg. 19 in force at 6.4.2016, see [reg. 2\(1\)](#)

20. In section 1(1) (local authorities)—

- (a) for “the councils of non-metropolitan counties, metropolitan districts and London boroughs” substitute “the councils of non-metropolitan counties and metropolitan districts in England, the councils of London boroughs”;
- (b) omit from “but, in relation to Wales” to the end.

Commencement Information

I2 Reg. 20 in force at 6.4.2016, see [reg. 2\(1\)](#)

21. In section 6 (director of social services)—

- (a) in subsection (A1)(2) omit “in England”;
- (b) omit subsection (1);
- (c) in subsection (2)(3), in both places where it occurs, omit “or (as the case may be) social services”.

Commencement Information

I3 Reg. 21 in force at 6.4.2016, see [reg. 2\(1\)](#)

22. In section 13 (orders and regulations), omit subsection (5).

Commencement Information

I4 Reg. 22 in force at 6.4.2016, see [reg. 2\(1\)](#)

- (1) Section 1 was amended by the Local Government Act 1972 (c. 70), section 195(1), (3) and by the Local Government (Wales) Act 1994 (c. 19), section 22(4), Schedule 10, paragraph 7.
- (2) Subsection (A1) was inserted by the Children Act 2004, section 18(9), (10), Schedule 2, paragraph 2(1), (2)(a).
- (3) Subsection (2) was amended by the Children Act 2004, section 18(9), (10), Schedule 2, paragraph 2(1), (2)(c).

23. The amendments made by these Regulations to section 1 of the Local Authority Social Services Act 1970 do not affect the operation of any order under section 9(1) of that Act made before the coming into force of those amendments.

Commencement Information

I5 Reg. 23 in force at 6.4.2016, see [reg. 2\(1\)](#)

24. In Schedule 1(4)—

- (a) omit the entries relating to the National Assistance Act 1948, except the entry relating to section 49 of that Act;
- (b) in the entry relating to the Health Visiting and Social Work (Training) Act 1962(5) omit “, and as extended by section 45(9) of the Health Services and Public Health Act 1968 (c. 46)”;
- (c) in the entry relating to the Health Services and Public Health Act 1968 omit the reference to section 45;
- (d) omit the entry relating to the Social Work (Scotland) Act 1968(6);
- (e) omit the entry relating to the Children Act 1975(7);
- (f) omit the entry relating to the Supplementary Benefits Act 1976(8);
- (g) omit the entry relating to the Health and Social Services and Social Security Adjudications Act 1983(9);
- (h) in the entry relating to the Disabled Persons (Services, Consultation and Representation) Act 1986(10)—
 - (i) for “1 to 4” substitute “1, 2 and 4”;
 - (ii) for “, 7 and 8” substitute “and 7”;
- (i) in the entry relating to the National Health Service and Community Care Act 1990(11), omit—

“Section 46	Preparation of plans for community care services”;
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- (j) omit the reference to the Carers and Disabled Children Act 2000(12);
- (k) in the entry relating to the Community Care (Delayed Discharges etc.) Act 2003(13), omit—

(4) In Schedule 1, the entry relating to the Health Services and Public Health Act 1968 was amended by the National Health Service Act 1977 (c. 49), section 129, Schedule 16, and by the National Health Service Reorganisation Act 1973 (c.32), section 57, Schedule 4, paragraph 131; the entry relating to the Disabled Persons (Services, Consultation and Representation) Act 1986 (c. 33) was inserted by the Local Government Act 2000 (c. 22), section 107, Schedule 5, paragraph 7 and amended by S.I. 2010/1158; the entry relating to the National Health Service and Community Care Act 1990 (c. 19) was inserted by Schedule 9, paragraph 11 of that Act; the entry relating to the Community Care (Delayed Discharges etc.) Act 2003 (c. 5) was inserted by section 13 of that Act and amended by the Personal Care at Home Act 2010 (c. 18), section 1; the entry relating to the Children Act 2004 (c. 31) was inserted by section 56 of that Act and amended by the Apprenticeships, Skills, Children and Learning Act 2009 (c. 22), section 195(3)(a).

- (5) 1962 c. 33.
- (6) 1968 c. 49.
- (7) 1975 c. 72.
- (8) 1976 c. 71.
- (9) 1983 c. 41.
- (10) 1986 c. 33.
- (11) 1990 c. 19.
- (12) 2000 c. 16.
- (13) 2003 c. 5.

“Part 2

Functions imposed by regulations relating to eligibility for free provision of personal care to persons living at home.

- (l) omit the entry relating to Carers (Equal Opportunities) Act 2004(**14**);
- (m) in Column 1 of the entry relating to the Children Act 2004(**15**) for “, 13 to 16 and 31 to 34” substitute “and 13 to 16”;
- (n) omit the entry relating to the National Health Service (Wales) Act 2006(**16**);
- (o) omit the entry relating to the Children and Families (Wales) Measure 2010(**17**);
- (p) omit the entry relating to the Social Care Charges (Wales) Measure 2010(**18**);
- (q) omit the entry relating to the Carers Strategies (Wales) Measure 2010(**19**);
- (r) omit the entry relating to the Mental Health (Wales) Measure 2010(**20**).

Commencement Information

I6 Reg. 24 in force at 6.4.2016, see [reg. 2\(1\)](#)

(**14**) 2004 c. 15.
(**15**) 2004 c. 31.
(**16**) 2006 c. 42.
(**17**) 2010 nawm 1.
(**18**) 2010 nawm 2.
(**19**) 2010 nawm 5.
(**20**) 2010 nawm 7.

Changes to legislation:

There are currently no known outstanding effects for the The Social Services and Well-being (Wales) Act 2014 (Consequential Amendments) Regulations 2016, Cross Heading: Local Authority Social Services Act 1970 (c. 42).