



# Social Services and Well-being (Wales) Act 2014

2014 anaw 4

## PART 4

### MEETING NEEDS

#### *Meeting support needs of a carer*

#### **42 Duty to meet support needs of a child carer**

- (1) A local authority must meet the needs for support of a carer who is a child if it is satisfied that conditions 1, 2 and (where applicable) 3, and any conditions specified in regulations, are met.
- (2) Condition 1 is that the person cared for by the carer is—
  - (a) an adult who is—
    - (i) ordinarily resident in the local authority's area, or
    - (ii) of no settled residence and within the authority's area, or
  - (b) a disabled child who is within the authority's area.
- (3) Condition 2 is that the carer's needs meet the eligibility criteria.
- (4) Condition 3 is that—
  - (a) in so far as meeting the carer's needs involves the provision of care and support to an adult cared for by the carer—
    - (i) there is not a charge under section 59 for meeting those needs and section 41(5), (6) or (7) applies, or
    - (ii) in so far as there is a charge, section 41(1) or (2) applies;
  - (b) in so far as meeting the carer's needs involves the provision of care and support to a disabled child aged 16 or 17 who is cared for by the carer—
    - (i) there is not a charge under section 59 for meeting those needs and section 41(5), (6) or (8) applies, or

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*Status: This is the original version (as it was originally enacted).*

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- (ii) in so far as there is a charge, section 41(3) or (4) applies;
- (c) in so far as meeting the carer's needs involves the provision of care and support to a disabled child aged under 16 who is cared for by the carer—
  - (i) there is not a charge under section 59 for meeting those needs and section 41(10) or (11) applies, or
  - (ii) in so far as there is a charge, section 41(3) or (4) applies.