

Status: Point in time view as at 01/04/2015.

Changes to legislation: Care Act 2014, Cross Heading: Transitory provision is up to date with all changes known to be in force on or before 19 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)

SCHEDULES

SCHEDULE 1

CROSS-BORDER PLACEMENTS

Transitory provision

- 14 (1) Pending the commencement of Part 4 of the Social Services and Well-being (Wales) Act 2014, this Schedule is to have effect with the modifications set out in this paragraph.
- (2) A reference to that Act in paragraphs 1, 3 and 4 is to be read as a reference to Part 3 of the National Assistance Act 1948.
- (3) In paragraph 2—
- (a) the references in sub-paragraphs (1), (3) and (6) to discharging a duty under section 35 of the Social Services and Well-being (Wales) Act 2014 by arranging for the provision of accommodation are to be read as references to providing residential accommodation under Part 3 of the National Assistance Act 1948;
 - (b) the references in paragraph (a) of each of those sub-paragraphs to the Social Services and Well-being (Wales) Act 2014 are to be read as references to Part 3 of the National Assistance Act 1948;
 - (c) sub-paragraphs (2), (4) and (7) are to be ignored; and
 - (d) in sub-paragraph (10), the references to sub-paragraph (4) and paragraph (b) of sub-paragraph (4) are to be ignored.
- (4) In paragraph 9, the reference to sections 50 and 52 of the Social Services and Well-being (Wales) Act 2014 is to be read as a reference to section 57 of the Health and Social Care Act 2001.
- (5) In paragraph 12, sub-paragraph (3) is to be read as if the following were substituted for it—
- “(3) Accommodation in Wales” means residential accommodation in Wales of a type that may be provided under Part 3 of the National Assistance Act 1948 but not of a type specified in regulations under this paragraph.”
- (6) In that paragraph, sub-paragraph (7) is to be read as if the following were substituted for it—
- “(7) Local authority in Wales” means a local authority in Wales for the purposes of Part 3 of the National Assistance Act 1948.”
- (7) This paragraph does not affect the generality of section 124(2).

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Commencement Information

- I1** Sch. 1 para. 14(1)(2)(5)-(7) in force at 1.4.2015 by [S.I. 2015/993](#), [art. 2\(x\)\(i\)](#) (with transitional provisions in S.I. 2015/995)
- I2** Sch. 1 para. 14(3) in force at 1.4.2015 for specified purposes by [S.I. 2015/993](#), [art. 2\(x\)\(ii\)](#) (with transitional provisions in S.I. 2015/995)

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