

*Status: Point in time view as at 01/04/2015.*

*Changes to legislation: Care Act 2014, Paragraph 14 is up to date with all changes known to be in force on or before 18 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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