



## 2002 CHAPTER 6

### *Carers: assessments and services*

#### **Assessments and services for children who are carers**

4. After Article 17 of the Children Order there shall be inserted—

##### **“Assessments and services for children who are carers**

**17A.—(1)** If —

- (a) a child ( “the carer”) provides or intends to provide a substantial amount of care on a regular basis for a person aged 18 or over;
- (b) the child requests an authority to carry out an assessment for the purposes of determining whether he is to be taken to be in need for the purposes of this Part; and
- (c) the authority is satisfied that the person cared for is someone for whom it may provide [<sup>F1</sup>social care],

the authority—

- (i) shall carry out such an assessment; and
- (ii) taking the results of that assessment into account, shall determine whether the child is to be taken to be in need for the purposes of this Part.

(2) Paragraph (1) does not apply if the child provides or will provide the care in question—

- (a) by virtue of a contract of employment or other contract with any person; or
- (b) as a volunteer for a voluntary organisation.

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*Changes to legislation: Carers and Direct Payments Act (Northern Ireland) 2002, Section 4 is up to date with all changes known to be in force on or before 21 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) View outstanding changes*

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(3) Subject to any directions given by the Department to the authority under—

- (a) Article 17 of the Health and Personal Social Services (Northern Ireland) Order 1972 (in the case of a Board); or
- (b) paragraph 6 of Schedule 3 to the Health and Personal Social Services (Northern Ireland) Order 1991 (NI 1)(in the case of an [F<sup>2</sup>HSC trust]),

an assessment under this Article is to be carried out in such manner, and is to take such form, as the authority considers appropriate.”.

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| <p><b>F1</b> Words in Act substituted (1.4.2009) by <a href="#">Health and Social Care (Reform) Act (Northern Ireland) 2009 (c. 1), ss. 32, 34(3), Sch. 6 para. 1(1)(a)</a> (with Sch. 6 para. 1(2)(3)); S.R. 2009/114, <a href="#">art. 2</a></p> <p><b>F2</b> Words in Act substituted (1.4.2009) by <a href="#">Health and Social Care (Reform) Act (Northern Ireland) 2009 (c. 1), ss. 32, 34(3), Sch. 6 para. 1(1)(d)</a> (with Sch. 6 para. 1(3)); S.R. 2009/114, <a href="#">art. 2</a></p> |
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**Changes to legislation:**

Carers and Direct Payments Act (Northern Ireland) 2002, Section 4 is up to date with all changes known to be in force on or before 21 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.

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 8(2A)-(2H) inserted by [2016 c. 18 \(N.I.\) s. 282\(2\)](#)
- s. 8(3)(j)-(l) inserted by [2016 c. 18 \(N.I.\) s. 282\(3\)\(f\)](#)
- s. 8(6A) inserted by [2016 c. 18 \(N.I.\) s. 282\(6\)](#)