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WELSH STATUTORY INSTRUMENTS

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**2015 No. 1578**

**The Care and Support (Eligibility) (Wales) Regulations 2015**

**Needs which meet the eligibility criteria – adults with needs for care and support**

3. The need of an adult referred to in regulation 2(1) meets the eligibility criteria if—
- (a) the need arises from the adult’s physical or mental ill-health, age, disability, dependence on alcohol or drugs, or other similar circumstances;
  - (b) the need relates to one or more of the following—
    - (i) ability to carry out self-care or domestic routines;
    - (ii) ability to communicate;
    - (iii) protection from abuse or neglect;
    - (iv) involvement in work, education, learning or in leisure activities;
    - (v) maintenance or development of family or other significant personal relationships;
    - (vi) development and maintenance of social relationships and involvement in the community; or
    - (vii) fulfilment of caring responsibilities for a child;
  - (c) the need is such that the adult is not able to meet that need, either—
    - (i) alone;
    - (ii) with the care and support<sup>(1)</sup> of others who are willing to provide that care and support; or
    - (iii) with the assistance of services in the community to which the adult has access; and
  - (d) the adult is unlikely to achieve one or more of the adult’s personal outcomes unless—
    - (i) the local authority provides or arranges care and support to meet the need; or
    - (ii) the local authority enables the need to be met by making direct payments<sup>(2)</sup>.

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<sup>(1)</sup> “Care and support” is partially defined in section 4 of the Act.

<sup>(2)</sup> Regulations under sections 50 to 53 of the Act may require or allow a local authority to make payments to a person towards the cost of meeting their needs. Such payments are referred to in the Act as “direct payments”.