
WELSH STATUTORY INSTRUMENTS

2015 No. 1578

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

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

- 4.—(1) The need of a child referred to in regulation 2(2) meets the eligibility criteria if—
- (a) either—
 - (i) the need arises from the child’s physical or mental ill-health, age, disability, dependence on alcohol or drugs, or other similar circumstances; or
 - (ii) the need is one that if unmet is likely to have an adverse effect on the child’s development;
 - (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) achieving developmental goals;
 - (c) the need is one that neither the child, the child’s parents nor other persons in a parental role are able to meet, either—
 - (i) alone or together,
 - (ii) with the care and support of others who are willing to provide that care and support, or
 - (iii) with the assistance of services in the community to which the child, the parents or other persons in a parental role have access; and
 - (d) the child is unlikely to achieve one or more of the child’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.
- (2) In this regulation—
- (i) references to a child’s development include the physical, intellectual, emotional, social and behavioural development of that child;
 - (ii) “other persons in a parental role” (“*personau eraill mewn rôl rhiant*”) includes persons with parental responsibility⁽¹⁾ or relatives who play a role in looking after the child;
 - (iii) “relative” (“*perthynas*”) has the meaning given in section 197 of the Act.

(1) “Parental responsibility” is defined in section 3 of the Children Act 1989 (c. 41).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.
