

SCHEDULE

Amendments in consequence of provisions of the Care Act 2014 and the Children and Families Act 2014

Carers (Recognition and Services) Act 1995 (c. 12)

56.—(1) Section 1(1) of the Carers (Recognition and Services) Act 1995 (assessment of ability of carers to provide care: England and Wales) is amended as follows.

(2) In subsection (1)—

(a) for “subsection (3)” substitute “subsections (3) and (3A)”;

(b) after “1990” insert “—

(i) in the case of a local authority in England, of the needs of a child (“the relevant person”) for after-care services under section 117 of the Mental Health Act 1983(2),
or

(ii) in the case of a local authority in Wales,”.

(3) In subsection (2) for “subsection (3)” substitute “subsections (3) and (3A)”.

(4) After subsection (3) insert—

“(3A) In the case of a local authority in England, no request may be made under subsection (1) or (2) if, in relation to the relevant person or the disabled child, the carer is—

(a) a young carer, within the meaning given by section 17ZA of the Children Act 1989(3), or

(b) a parent carer, within the meaning given by section 17ZD of that Act(4).”

(1) Section 1 was amended by the Carers (Equal Opportunities) Act 2004 (c.15), section 1.

(2) 1983 c. 20.

(3) 1989 c. 41. Section 17ZA was inserted by the Children and Families Act 2014 (c. 6), section 96.

(4) Section 17ZD was inserted by the Children and Families Act 2014, section 97.