

## Consultation Questions

**Question 1(a): Is paragraph 9 clear and easy to understand? (please tick)**

Yes	No
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**Question 1(b): Do you agree with the waiving of charging circumstances as set out in paragraph 9? (please tick)**

Yes	No
n/a	n/a

**Question 1(c): If you do not agree with the waiving of charging circumstances as set out in paragraph 9, please state your reasons below:**

The Care Inspectorate cannot comment on charges applied by local authorities or NHS boards.

**Question 2(a): Are you content with the examples of support to carers and young carers, as set out in paragraph 10, where charges will be waived? (please tick)**

The Care Inspectorate questions the added value of examples being given. This can be taken to be a list of options, although specifically stated as otherwise, perhaps leaving the carer to justify something not on the list.

**Question 2(b): If you are not content, please state your reasons below:**

See above.

**Question 2(c): Are there further examples that you would like to add? (please tick)**

Yes	No
	√

**Question 2(d): If there are further examples that you would like to include in the list, please state these below and also set out your reasons for suggesting their inclusion.**

Over prescriptive listing could stifle creativity in support planning during the implementation of self-directed support and the drive towards further personalised approaches.

**Question 3(a): Do you agree with the exceptional circumstances set out in paragraphs 12 (with examples) and 13 about support to carers to help pay for driving lessons and taxi fares? (please tick)**

Yes	No
√	

**Question 3(b): If you do not agree, please state your reasons below:**

Decisions should be based on personal needs, individual choice and outcomes identified in the assessment.

**Question 4(a): Do you agree with the waiving of charges as set out in paragraphs 14 and 15 with regard to short breaks? (please tick)**

Yes	No
n/a	n/a

**Question 4(b): If you do not agree, please set out your reasons below:**

The Care Inspectorate cannot comment on charges applied by local authorities or NHS boards.

**Question 5(a): Do you agree with the position set out in paragraph 16 that when the carer and cared-for person take a break together, then as well as waiving the cost of the break for the carer, the additional costs of the break to enable the break to take place will also be met by the local authority? (please tick)**

Yes	No
n/a	n/a

**Question 5(b): If you do not agree, please state your reasons below:**

The Care Inspectorate cannot comment on charges applied by local authorities or NHS boards.

**Question 6(a): Do you agree with the position set out in paragraphs 17 and 18 that local authorities will waive the cost of replacement care when they provide or commission replacement care in circumstances when others cannot provide replacement care free of charge? (please tick)**

Yes	No
n/a	n/a

**Question 6(b): If you do not agree with the position, please set out your reasons below:**

n/a

**Question 7: Do you have any additional comments? If so, please use the space below to provide these further comments. Local authorities may wish to comment on any financial consequences arising from the Regulations. If so, please set out estimates of anticipated support to be provided to carers and cost estimates.**

We understand the important role that carers have to play and it is positive that the financial impact on them is being recognised.

As we have highlighted, in commenting on both the draft regulations and statutory guidance to accompany the Social Care (Self-directed Support) (Scotland) Act 2013, the consultation documents are not accessible or understandable for the majority of people affected. It is important that the consultation process ensures that people who direct their own support needs have their views and opinions taken into account.

There needs to be clarity and consistency across Scotland about what, if any, criteria will apply to charging and waiving of charges. This needs to be clear, transparent and equitably applied. Charges should relate to circumstances that are not related to the individual's role as a carer as stated in paragraph 21.

**Question 8: Do you have any comments on the draft Regulations as set out in this Annex A? If so, please use the space below to set out these comments:**

n/a

Thank you for completing this consultation. Please return your completed 'Respondent Information Form' and this 'Consultation Response Form' to [alun.ellis@scotland.gsi.gov.uk](mailto:alun.ellis@scotland.gsi.gov.uk) by **Wednesday 10<sup>th</sup> July 2013**.