

SCHEDULE 1

REGULATED SERVICES: DEFINITIONS

Domiciliary support services

- 8 (1) A “domiciliary support service” is the provision of care and support to a person who by reason of vulnerability or need (other than vulnerability or need arising only because the person is of a young age) is unable to provide it for him or herself and is provided at the place in Wales where the person lives (including making arrangements for or providing services in connection with such provision).
- (2) But the provision of care and support does not constitute a domiciliary support service if—
- (a) it is provided by an individual without the involvement of an undertaking acting as an employment agency or employment business (within the meaning given to those expressions by section 13 of the [Employment Agencies Act 1973 \(c.35\)](#)), and who works wholly under the direction and control of the person receiving the care and support, or
 - (b) it is provided—
 - (i) at a place where a care home service, secure accommodation service, residential family centre service or accommodation arranged as part of an adult placement service is provided, or
 - (ii) at a hospital.
- (3) A person who introduces individuals who provide a domiciliary support service to individuals who may wish to receive it but has no ongoing role in the direction or control of the care and support provided is not to be treated as providing a domiciliary support service (regardless of whether or not the introduction is for profit).