

These notes relate to the Adult Support and Protection (Scotland) Act 2007 (asp 10) which received Royal Assent on 21 March 2007

ADULT SUPPORT AND PROTECTION (SCOTLAND) ACT 2007

EXPLANATORY NOTES

THE ACT – AN OVERVIEW

Part 3

Adult Support Etc.: Miscellaneous Amendments and Repeals

Section 63 – Direct payments: sub-delegation to councils

145. The section amends section 12B(6) of the Social Work (Scotland) Act 1968. The amendment allows regulations made under section 12B to be more flexible by enabling them to include provisions delegating functions (including decision-making functions) to local authorities. For example, the new power could be used to allow local authorities to determine whether exceptional circumstances exist which would justify using direct payments to employ a close relative in a particular case.