



The Care Act 2014

Presentation to Health Scrutiny Panel

15 July 2014

Karen Sugars,

Care and Health Reform Programme Manager

Purpose of the Care Act 2014

- Consolidate over 40 separate pieces of legislation
- Provide support based on a person's overall wellbeing and independence
- Putting people's needs, goals and aspirations at the centre of care and support
- Supporting people to make their own decisions and realise their potential

Components of the Act

The Act has four parts:

Part 1:

- A new legal framework for the provision of adult social care and support in England

Part 2:

- Reform of quality and safety regulation for healthcare providers

Part 3:

- Establishment of Health Education England (HEE) and the Health Research Authority (HRA) as non-departmental public bodies

HEE: Lead body for education and training of health care professionals

HRA: Regulation of Health and Social Care Research

Part 4:

- Technical matters including the areas where the Act applies

The Care Act

- Duties around prevention and provision of quality accessible information and advice
- Duty to integrate services (health, social care and health related)
- Market shaping and commissioning and provider failure
- Duty to assess a broader range of people (carers, self funders and those below the eligibility threshold)

The Care Act (continued)

- National eligibility threshold for service users and carers
- Statutory Adult Safeguarding Boards
- Financial assessments and charging, statutory right to deferred payments
- Continuity of care and ordinary residence rules
- Care Accounts, the cap on care costs and the threshold for contributions - Paying for Care Reforms – “Dilnot”

The Care Act (continued)

- Introduction of an “Ofsted-style” rating system for hospitals and care homes,
- create a single regime to deal with financial and care failures at NHS hospitals,
- introduce a duty of candour for health and social care providers, and
- make it a criminal offence for care providers to give false and misleading information about their performance.

Opportunities and Challenges for Tower Hamlets

- Partnership working to really improve the person's experience of care and support (joint assessments and planning as well as delivery)
- Through HWBB area based approaches to prevention and other strategies
- Joined up market management and oversight
- Carers on equal footing for support
- Focus on preventing need arising and enabling people to take control

- Increased volume of assessments and provision of support at a financially challenging time
- A number of central priorities with challenging timescales
- Central funding to implement the reforms and meet new duties may not be sufficient
- Working together in partnership to achieve this, not just an adult social care issue
- Need to take the community with us

Funding challenges

- Early indications of costs: £4.5m-£7.650m
- ADASS allocation indications: £2.75m
- Risk of additional costs as a result of integration passing to the LA
- Central Government budget reductions (25% by 2017/18)

Table 1: Key requirements and timescales

| Key Requirements | Timescale |
|--|-----------------|
| Duties on prevention and wellbeing | From April 2015 |
| Duties on information and advice (including advice on paying for care) | |
| Duty on market shaping | |
| National minimum threshold for eligibility | |
| Assessments (including carers assessments) | |
| Personal budgets and care and support plans | |
| New charging framework | |
| Safeguarding | |
| Universal deferred payment agreements | |
| Extended means test | From April 2016 |
| Capped charging system | |
| Care Accounts | |

The Spectrum of Integration



| | | | | |
|---|--|---|---|---|
| Level 1 Relative autonomy- involving informal working arrangements | Level 2 Co-ordination – some level of formal commitment | Level 3 Joint Appointments – collaboration takes place, but functions are not combined | Level 4 Enhanced Partnership – system wide commitment via S75 agreement | Level 5 Structural Integration – a single legal entity |
|---|--|---|---|---|



Questions?