

<b>HEALTH AND WELLBEING BOARD</b>		AGENDA ITEM No. 7(a)
<b>26 MARCH 2015</b>		<b>PUBLIC REPORT</b>
Contact Officer(s):	Tina Hornsby – Head of Quality and Safeguarding	Tel. 01733 452427

## CARE ACT PLAN AND IMPLICATIONS

R E C O M M E N D A T I O N S	
<b>FROM : WENDI OGLE-WELBOURN – CORPORATE DIRECTOR PEOPLE AND COMMUNITIES</b>	<b>Deadline date :N/A</b>
<p>1. Board members are requested to note:</p> <ol style="list-style-type: none"> <li>i. The first phase of Care Act duties and powers come into enactment on 1 April 2015. The Council been preparing for this via its wider transformation programme, and many aspects are already in place. However there will be some changes that will be put in place on 1 April 15 to ensure compliance which are described in the report.</li> <li>ii. We are finalising a Care Act framework, delivery plan and consultation plan which will describe how we will work with service users and carers to deliver cultural change and operational changes that will require more time. We will bring these plans to the Board in a further update report</li> </ol>	

### 1. ORIGIN OF REPORT

1.1 This report is submitted to Board for information only.

### 2. PURPOSE AND REASON FOR REPORT

2.1 The purpose of this report is to sets out an update on the Council's preparations for the introduction of the Carer Act on 1 April 2015 and implications.

### 3. BACKGROUND

3.1 The Care Act comes into effect in two phases. The first phase is to be implemented in April 2015 and includes the major elements of care and support reform. The second phase is to be implemented in April 2016 and brings in the significant financial reforms recommended within the Dilnot report, including the cap on care costs and significantly more generous capital thresholds for access to state funding of care and support.

3.2 The Council has previously consulted on a new target operating model for Adult Social Care. This went live between November 14 and February 15 providing the foundations for Care Act compliance in particular in relation to delivery of the general duties under the Act. These include:

- Promotion of Wellbeing
- Preventing, reducing and delaying need
- Universal and tailored information and advice
- Better support for the transition from children's to adults services

3.3 We have also begun to work together to deliver the following general duties via our work on the Better Care Fund:

- Integration, cooperation and partnerships,
- Care market shaping.

3.4 However, there are some key changes that we are preparing to implement in April 2015: These include:

<b>Change</b>	<b>Implications</b>
<p>A new process and paperwork for Adult Safeguarding enquiries.</p> <p>We have developed this in partnership with Cambridgeshire County Council and Cambridgeshire and Peterborough NHS Foundation Trust. This is the first stage in our inclusion of Adult Safeguarding within a countywide Multi Agency Safeguarding Hub (MASH)</p>	<p>We anticipate an additional number of safeguarding referrals in 2015/16 in recognition of the Care Act's inclusion of self-neglect as a safeguarding concern. We are however working with partners to ensure that a safeguarding pathway is not taken where a more appropriate support option would be effective</p>
<p>Introduction of a new nationally set eligibility criteria for services, alongside a revised set of assessment and support plan documents.</p>	<p>We currently forecast the new eligibility criteria might bring an additional 275 people into eligibility for services during 2015/16</p>
<p>Procurement of an expanded range of advocacy services</p>	<p>We currently forecast that we will be providing advocacy support to around 111 additional people during 2015/16 and might expect that to rise again in 2016/17 when we expect approximately 500 self-funders might approach us for assessment and support with accessing services.</p>
<p>Introduction of a new eligibility criteria for carers support, alongside a revised carer assessment and support plan, and an enhanced range of support services.</p>	<p>We expect to support an additional 300 carers in 2015/16</p>
<p>Introduction of new duties for assessment and support for those with care and support needs who are in custody, either in prison or a bail hostel setting</p>	<p>Our early forecast is that this might apply to in excess of 240 prisoners in 2015/16</p>
<p>Expansion of our existing deferred payment scheme to allow service users to defer payment for services via a legal charge on property</p>	<p>We expect around 30 additional applications to be made in 2015/16</p>

- 3.5 The Care Act also brings some detailed directions in around the management of the hospital discharge process. Implementation of these are being overseen by the System Resilience Group.
- 3.6 The Care Act brings some additional discretion around charging, the Council has taken the approach of not implementing any changes that might place people in a less advantageous position than prior to 1 April 2015, pending a future consultation on the operation of these discretionary charging changes.
- 3.7 Although the mandatory aspects of the Care Act come into place on 1 April the Council plans to work with service users, carers and partner agencies through the course of the year to review our delivery model, co-produce tools we use, and undertake continuous, test, challenge and improvement.
- 3.8 The Council has been working with regional colleagues from Association of Directors of Adult Social Services (ADASS), to share best practice around implementation of the 1 April 2015 duties and powers. Overview training has been provided to Council staff and we are now finalising our procedures and paper work in order to deliver operational training to

frontline staff. Following from this we expect to deliver communication and training and awareness into around 5,000 workers in the wider sector, via elearning and face to face training sessions. A training needs analysis session is being held for health and social care providers on 18 March to identify the best methods of delivery for these groups of workers.

#### **4. CONSULTATION**

- 4.1 Although the Council has consulted around its Adult Social Care transformation programme, no specific consultation has yet taken place in relation to discretionary powers under the Care Act 2014.
- 4.2 The Adult Social Care Delivery is finalising a delivery plan for discretionary and culture change aspects of the Care Act, which will include proposals for consultation and co-production.

#### **5. ANTICIPATED OUTCOMES**

- 5.1 This paper provides information for the Board as it sets out an update on the Council's preparations for the introduction of the Carer Act on 1 April 2015 and implications.

#### **6. REASONS FOR RECOMMENDATIONS**

- 6.1 No recommendations.

#### **7. ALTERNATIVE OPTIONS CONSIDERED**

- 5.1 No recommendations made

#### **8. IMPLICATIONS**

- 8.1 Legal – The Care Act 2014, comes into practice on 1 April 2015. There are a number of MUST clauses that the Council will implement on 1 April 2015 and a further number of MUST or SHOULD clauses which reflect current practice. A delivery plan is being developed to consider and consult on further discretionary changes which the Council proposes to introduce in the coming financial year.
- 8.2 Financial – Implementation of the Care Act will have financial implications. A modelling tool provided by ADASS suggests that costs of implementation of the mandatory elements might be as much as £1.95 million. Some national funding has been made available but the Council will need to closely monitor the actual financial impact.

#### **6. BACKGROUND DOCUMENTS**

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985)

Statutory guidance to support implementation of part 1 of the Care Act 2014 by local authorities.

<https://www.gov.uk/government/publications/care-act-2014-statutory-guidance-for-implementation>

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