

From: Graham Gibbens, Cabinet Member for Adult Social Care and Public Health

Andrew Ireland, Corporate Director Social Care Health and Wellbeing

To: **Cabinet – 1 December 2014**

Subject: **CARE ACT IMPLEMENTATION – KEY DECISIONS**

Classification: Unrestricted

Past Pathway of Paper: Adults Transformation Board 22 October 2014, CMT 11 November 2014

Future Pathway of Paper: Adult Social Care and Public Health Cabinet Committee 4 December 2014

Electoral Division: All

Summary: This report follows on from the previous report that was presented to Cabinet on 7 July 2014 and provides information on three of the key policy decisions which will be made by the Cabinet Member for Adult Social Care and Public Health in readiness for April 2015. These are:

1. To adopt the national minimum eligibility criteria as Kent's offer from April 2015.
2. To put the current charging arrangements for residential care and non-residential services on a new statutory footing under the Care Act 2014.
3. To agree to the broad outlines of the Deferred Payments scheme from 1 April 2015 and to the recommendation that the Temporary Financial Assistance scheme ceases from 31 March 2015.

All three decisions will be debated in full at the Adult Social Care and Public Health Cabinet Committee on 4 December 2014. They are being presented to Cabinet in advance of this meeting in order that Cabinet Members are aware of the decisions and to give them an opportunity to express their views on the issues under consideration.

Cabinet is asked to agree that the Cabinet Member for Adult Social Care and Public Health should take the final decisions after taking into account the views expressed in the Cabinet meeting and the Adult Social Care and Public Health Cabinet Committee on 4 December 2014.

1. Introduction

1.1 The Care Act 2014 received Royal Assent in May this year. It will be implemented in two stages starting in April 2015 with the introduction of the new legal framework. The majority of the reforms will come into effect in April 2015 but the key 'Dilnot' reforms (cap on care costs and raising of the capital threshold) and new rights for self-funders in

relation to care homes will not be instituted until April 2016 (subject to final decisions by the Government).

1.2 In order to prepare for the implementation of the Care Act certain Key Decisions need to be taken by the Cabinet Member for Adult Social Care and Public Health. These decisions concern the eligibility criteria for care and support, charging for adult care and support and deferred payments. The decisions will be considered in detail by the Adult Social Care and Public Health Cabinet Committee on 4 December 2014.

1.3 Details of the Key Decisions required are provided in the following two appendices to this report:

Appendix 1: Report to the Cabinet Committee on the Eligibility Criteria for Adult Care and Support.

Appendix 2: Report to the Cabinet Committee on Charging and Deferred Payments.

2. Recommendations

2.1 Recommendation:

Cabinet is asked to:

AGREE that the Cabinet Member for Adult Social Care and Public Health takes the final decisions after taking into account the views expressed in the Cabinet meeting on 1 December 2014 and the Adult Social Care and Public Health Cabinet Committee at its meeting on 4 December 2014.

3. Appendices:

Appendix 1: Report to the Cabinet Committee on the Eligibility Criteria for Adult Care and Support.

Appendix 2: Report to the Cabinet Committee on Charging and Deferred Payments.

4. Report authors:

Christine Grosskopf, Policy Manager,
Policy & Strategic Relationships,
(Programme Policy Lead)
01622 696611 (7000 6611)
chris.grosskopf@kent.gov.uk

Michael Thomas-Sam,
Strategic Business Adviser to SC
(Senior Responsible Officer)
01622 696116 (7000 6116)
michael.thomas-sam@kent.gov.uk

Relevant Director:

Andrew Ireland, Corporate Director Social Care, Health and Wellbeing
01622 696083
andrew.ireland@kent.gov.uk